

## POLICE REPORTS

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## EVIDENCE LOG

00-111411

PAGE 1

**A. ITEMS COLLECTED FROM 608 S. HIGHLAND ON 10-28-00  
BY SGT. BURGESS**

1. Navy blue nylon sleeping bag from foot end of bed in master bedroom
2. "Gerber" blue/white - bear pattern - baby quilt from inside crib in NE bedroom
3. "Little Me" baby night time jumper suit with snap back - from i/s crib in NE bedroom
4. "PulmoMate" Compressor Nebulizer by DeVilbiss, model # 4650D, serial # D2891754 - from living room floor W. of entertainment center
5. 15 ml bottle of "Infant's Motrin concentrated drops - Ibuprofen oral suspension, 50mg/1.25
6. 15 ml bottle of "Pedia Care Infant's Drops" Decongestant plus cough
7. 30 ml bottle "Children's Advil" Ibuprofen oral suspension, 100mg/5ml
8. One bottle of "Albuterol Sulfate" USP Inhaler solution .5%, 5mg/ml
9. One prescription bottle for Sienna Lopez of Cephalex 125mg, 100ml #100 dose, 5ml twice daily
10. Plastic cone shape medicine measuring dispenser with screw on cap
11. Soiled small infants diaper - puppy dog pattern - from bottom top 1/3 of kitchen trash - reported by Deann Lopez as change from previous night
12. Soiled small infants diaper - puppy dog pattern - from top of kitchen trash - inside Walmart plastic bag - reported as change from early morning
13. Brown paper sack containing three soiled diapers - puppy dog pattern - as coming from changes of Emily Lopez

**B. ITEM COLLECTED FROM NWTH NEO-NATAL ICU RM. B311 ON 10-29-00  
BY SGT. BURGESS**

14. NWTH small dinosaur pattern baby blanket - bloodstains - from underneath victim after being pronounced deceased

## EVIDENCE LOG

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**C. ITEMS COLLECTED FROM APD PROPERTY ROOM ON 10-29-00 FROM  
PROPERTY OFFICER RIGLER BY SGT. AUDY JONES**

15. Envelop labeled Vaginal Swabs & Smears - taken of Isis Vas by Michelle Gorday RN  
- released to Dallas Co. M.E. on 10-30-00
16. Envelop labeled Anal Swabs & Smears - taken of Isis Vas by Michelle Gorday RN  
- released to Dallas Co. M.E. on 10-30-00
17. Envelop labeled Debris Collection - taken of Isis Vas by Michelle Gorday RN  
- released to Dallas Co. M.E. on 10-30-00
18. Envelop labeled Known Saliva Collection - taken of Isis Vas by Michelle Gorday RN  
- released to Dallas Co. M.E. on 10-30-00
19. Envelop labeled Known Blood - taken of Isis Vas by Michelle Gorday RN - kept by SCU
20. Brown paper sack containing the following items collected from Earnest Galvel Lopez  
H/M 11-13-70, at P.C. Correction Facility by Officer James Fewell;
  - A. Pair of blue "Speedo" shorts
  - B. Pair of purple "Roundtree York" mens briefs
  - C. Turquoise color T-shirt

**D. ITEMS COLLECTED FROM Nwth PATHOLOGY DEPT. ON 10-30-00  
BY SGT. BURGESS**

21. One purple top 5ml vial of blood containing @ 2cc, taken from Isis Vas on 10-28-00  
- released to Dallas Co. M.E. on 10-30-00
22. One red top 3ml vial of blood containing @ .5cc, taken from Isis Vas on 10-28-00  
- released to Dallas Co. M.E. on 10-30-00
23. One white cap 5 ml vial of Serum @ 2cc taken from Isis Vas on 10-28-00 - released to  
Lamicha Ellis of Lift Gift
24. One white top 5 ml vial of Serum @ 1cc taken from Isis Vas on 10-28-00 - released to  
Lamicha Ellis of Lift Gift

Case Description:  
Homicide

Case Number: 2000-00111411

Primary Victim: NONE

Date/Time Reported: 10/28/00 11:24 Hrs.      Dispatch Incident Type:  
Date/Time Occurred: 10/28/00 11:00 Hrs.      HEALTH  
Date/Time Between : 10/28/00 11:00 Hrs.  
Location Occurred : 608 S HIGHLAND ST  
Area: East      Section: 110      Grid:

Reporting Officer :      HA253 HARMON, FRED, RUSHING, JR  
Primary Unit Assigned to Investigate: Spec Crim  
Scene Processed by:      BU488 BURGESS, JAMES, A,  
Assigned Investigators:  
10/30/00      HA955 HANEY, ROGER,,

Case Status: ClrdByArst      Disposition:      Disp. Date:

No. of Offenses: 1      No. of Offenders: 1      No. of Victims: 1

Offense Number: 1  
Crime Code: 0009A MURDER AND NON-NEGLIGENT MANSLAUGHTER  
Statute . : PC 19.02(b)(3)      Attempted/Committed : Committed  
Stat Desc : MURDER WHILE COMMITTING FELONY  
Location Type . : Residence      Criminal Activity . :  
Type of Weapon : Personal      Weapon Feature . . :  
Domestic Crime : Not Domest      Hate Crime . . . . :  
Hom/Ag Aslt Circmst : Unk circum      Just. Circumstances :  
Statute ORI/Group . : S      Agg Aslt/Homc Crmst:  
Counts . . . . . : 001      Larceny/Theft Offnse:  
Offense Date . . . : 10/28/2000      Victim Drug Related :  
Abandoned Structure : NO      Property Damage . .

## SUBJECTS:

Arrestee . : Present Information  
LOPEZ, ERNEST, GALVEL, JR  
607 S HIGHLAND ST  
AMARILLO

Phone: 806- [REDACTED]

TX 79104

## AKA:

LOPEZ, ERNEST, GALVAN, JR

Alias/AKA

Race : White      Sex: Male      D.O.B: [REDACTED]      Age: 31  
Hgt : 5'11"      Wgt: 210      Hair: Brown      Eyes . . : Brown  
Build: Medium      Complexion: Medium      Ethnicity: Hispanic  
Dr Lic #: [REDACTED]      St: TX      Soc Sec #: [REDACTED]  
APD # [REDACTED]

Business: PETERSON DRILLING  
1700 SE 22 AV  
AMARILLO

Phone: 806-342-4911

TX 79103



Case Description:  
Homicide

Case Number: 2000-00111411

## Arrest Information:

Arrest Date/Time : 10/28/00 0:00 Hrs. Arrest Type . : On View  
Arresting Officer: FEWELL, JAMES, WALTER,  
Arrest Location : 1501 COULTER ST

Area . : West Section . : 117 Grid:  
OBTS Number . . . : Booking Number. . : 200000009993  
Influence of Alcohol: No Influence of Drug . : No  
Weapon Seized . . . : Arste Unar Weapon Feature. . . :

Charge Number: 001

Crime Code: 0013A AGGRAVATED ASSAULT  
Statute . : PC 22.04(a) (1) Attempted/Committed : Committed  
Stat Desc : INJ TO A CHILD SBI  
Arrest Date/Time : 10/03/01 16:00 Hrs. Arrest Type . : On View  
Arresting Officer: BROWN, MARK, K,  
Arresting Officer: RICKWARTZ, STANLEY, J, II  
Arrest Location : 1700 SE 22 AV

Area . : East Section . : 106 Grid:  
OBTS Number . . . : Booking Number. . : 9485  
Influence of Alcohol: No Influence of Drug . : No  
Weapon Seized . . . : Arste Unar Weapon Feature. . . :

Charge Number: 001

Crime Code: 0009A MURDER AND NON-NEGLIGENT MANSLAUGHTER  
Statute . : PC 19.03(a) (8) Attempted/Committed : Committed  
Stat Desc : CAPITAL MURDER INDIVIDUAL UNDER AGE SIX

## Victim . . : Present Information

VAS, ISIS CHARM,,

Phone:

Individual

AMARILLO

TX

Race : White Sex: Female D.O.B: 04/26/00 Age: 1  
Build: Complexion: Ethnicity: Hispanic  
Dr Lic #: St: Soc Sec #:

Residence Type :  
Statement Type :

Residence Status : Ama Res  
Related Offenses : 1

## VICTIM OFFENDER RELATIONSHIPS:

LOPEZ, ERNEST, GALVEL, JR

V=Acquaint

## Witness . : Present Information

LANGFORD, MIKE,,

Phone:

AMARILLO

TX 000000000

Race : White Sex: Male D.O.B: Age: 37  
Build: Complexion: Ethnicity: Non Hispan  
Dr Lic #: St: Soc Sec #:

Business: AMS

Phone: 806-358-7111

Case Description:  
Homicide

Case Number: 2000-00111411

Witness . : Present Information  
WOODBURN, BRIAN, KEITH,  
[REDACTED]  
AMARILLO

Phone: 806-[REDACTED]

TX 000079109

Race : White      Sex: Male      D.O.B: [REDACTED]      Age: 34  
Build:      Complexion:      Ethnicity: Non Hispan  
Dr Lic #:      St:      Soc Sec #: [REDACTED]

Business: EMERGENCY MEDICAL SERVICES

Phone: 806-358-7111

Witness . : Present Information  
LIGHTSEY, TROY, L,  
[REDACTED]  
AMARILLO

Phone: 806-[REDACTED]

TX

Race : White      Sex: Male      D.O.B: [REDACTED]      Age: 37  
Build:      Complexion:      Ethnicity: Non Hispan  
Dr Lic #:      St:      Soc Sec #: [REDACTED]

Business:

Phone: 806-358-7111

## Property:

Item Number . : 1      Subject #:      Subject Type:  
Property Code : CancelEv      Property Type : Other  
Property Class: Misc  
Date Received : 10/28/00      Initial Value : .00  
Date Recovered:      Recovered Value: .00  
RFOJ?: N      Notify Owner Date:      Notified How?:  
Bin Loc . . . : REL M/CR      Disposition . : Oth Agenc10/29/2000

Year . . . / /00      Description: ENVELOPE CONTAIN SALIVA SAMPLE  
Make . . . :      Model :      Style . : Miscellane  
Quantity . : 1.000      Model/Style:  
Registratn# :      State :      Expires :

## Property:

Item Number . : 2      Subject #:      Subject Type:  
Property Code : CancelEv      Property Type : Other  
Property Class: Misc  
Date Received : 10/28/00      Initial Value : .00  
Date Recovered:      Recovered Value: .00  
RFOJ?: N      Notify Owner Date:      Notified How?:  
Bin Loc . . . : REL M/CR      Disposition . : Oth Agenc10/29/2000

Year . . . / /00      Description: ENV MARKED "DEBRIS COLLECTION"  
Make . . . :      Model :      Style . : Miscellane  
Quantity . : 1.000      Model/Style:  
Registratn# :      State :      Expires :

## Property:

Case Description:  
Homicide

Case Number: 2000-00111411

Item Number . : 3 Subject #: Subject Type:  
Property Code : CancelEv Property Type : Other  
Property Class: Misc  
Date Received : 10/28/00 Initial Value : .00  
Date Recovered: Recovered Value: .00  
RFOJ?: N Notify Owner Date: Notified How?:  
Bin Loc . . . : REL M/CR Disposition . : Oth Agenc10/29/2000

Year . . . / /00 Description: ENVELOPE MARKED "VAGINAL SWAB"  
Make . . . : Model : Style . : Miscellane  
Quantity . : 1.000 Model/Style:  
Registratn# : State : Expires :

## Property:

Item Number . : 4 Subject #: Subject Type:  
Property Code : CancelEv Property Type : Other  
Property Class: Misc  
Date Received : 10/28/00 Initial Value : .00  
Date Recovered: Recovered Value: .00  
RFOJ?: N Notify Owner Date: Notified How?:  
Bin Loc . . . : REL M/CR Disposition . : Oth Agenc10/29/2000

Year . . . / /00 Description: ENVELOPE MARKED "ANAL SWABS"  
Make . . . : Model : Style . : Miscellane  
Quantity . : 1.000 Model/Style:  
Registratn# : State : Expires :

## Property:

Item Number . : 5 Subject #: Subject Type:  
Property Code : CancelEv Property Type : Other  
Property Class: Misc  
Date Received : 10/28/00 Initial Value : .00  
Date Recovered: Recovered Value: .00  
RFOJ?: N Notify Owner Date: Notified How?:  
Bin Loc . . . : RTA M/CR Disposition . : Oth Agenc10/29/2000

Year . . . / /00 Description: KNOWN BLOOD SAMPLE  
Make . . . : Model : Style . : Miscellane  
Quantity . : 1.000 Model/Style:  
Registratn# : State : Expires :

## Property:

Item Number . : 6 Subject #: Subject Type:  
Property Code : CancelEv Property Type : Cloth/Furs  
Property Class: Clothing  
Date Received : 10/28/00 Initial Value : 1.00  
Date Recovered: Recovered Value: .00  
RFOJ?: N Notify Owner Date: Notified How?:  
Bin Loc . . . : REL M/CR Disposition . : Oth Agenc10/29/2000

Year . . . / /00 Description: PAIR SPEEDO BRAND SHORTS  
Make . . . : Model : Style . : Pants  
Quantity . : 1.000 Model/Style:  
Condition . : Color : Blue Reg Type:

Case Description:  
Homicide

Case Number: 2000-00111411

Registratn# : State : Expires :

## Property:

Item Number . : 7 Subject #: Subject Type:  
Property Code : CancelEv Property Type : Cloth/Furs  
Property Class: Clothing  
Date Received : 10/28/00 Initial Value : 1.00  
Date Recovered: Recovered Value: .00  
RFOJ?: N Notify Owner Date: Notified How?:  
Bin Loc . . . : REL M/CR Disposition . : Oth Agenc10/29/2000

Year . . . / /00 Description: ROUNDTREE/YORK BRAND UNDERWARE  
Make . . . : Model : Style . : Panty  
Quantity . : 1.000 Model/Style:  
Condition . : Color : Purple Reg Type:  
Registratn# : State : Expires :

## Property:

Item Number . : 8 Subject #: Subject Type:  
Property Code : CancelEv Property Type : Cloth/Furs  
Property Class: Clothing  
Date Received : 10/28/00 Initial Value : 1.00  
Date Recovered: Recovered Value: .00  
RFOJ?: N Notify Owner Date: Notified How?:  
Bin Loc . . . : REL M/CR Disposition . : Oth Agenc10/29/2000

Year . . . / /00 Description: T SHIRT  
Make . . . : Model : Style . : Shirt  
Quantity . : 1.000 Model/Style:  
Condition . : Color : Turquoise Reg Type:  
Registratn# : State : Expires :

## Dispatch Narrative

## Additional Information:

WITH 2 YOA CODE 3 POSSIBLY NOT BREATHING

## Information on the units assigned to the call follows.

Unit#: 253 Radio#: 000 Ofcr 1: HA253 Ofcr 2:  
DSP: 10/28/00 11:29 ARV: 10/28/00 11:31 CLR: 10/28/00 14:22  
Unit#: 250 Radio#: 000 Ofcr 1: HU499 Ofcr 2:  
DSP: 10/28/00 11:46 ARV: 10/28/00 11:57 CLR: 10/28/00 13:43  
Unit#: 264 Radio#: 000 Ofcr 1: TA224 Ofcr 2:  
DSP: 10/28/00 11:56 ARV: 10/28/00 11:56 CLR: 10/28/00 13:48  
Unit#: 262 Radio#: 000 Ofcr 1: RH187 Ofcr 2: RH187  
DSP: 10/28/00 11:59 ARV: 10/28/00 12:06 CLR: 10/28/00 14:04  
Unit#: 493 Radio#: 000 Ofcr 1: BU488 Ofcr 2:  
DSP: 10/28/00 13:06 ARV: 10/28/00 13:06 CLR: 10/28/00 16:27

OSLARE CHANGED INCIDENT TYPE FROM SICK P 11:26:27  
CPS 12:22:04

## Public Synopsis

On 10/28/00 at approximately 1130 hours, officers were dispatched to Northwest Texas Hospital reference a possible infant death.

STATE-0007

Case Description:  
Homicide

Case Number: 2000-00111411

## Narrative

At approximately 1130 hours on 10/28/00, I was dispatched to Northwest Texas Hospital to meet the ambulance reference a two-year old not breathing. At the time of the call, I was at I-40 and Coulter and was passed by the ambulance as it approached the hospital. When I arrived, the ambulance had just pulled into the salley port in front of the emergency entrance. I was present when the ambulance doors opened and a small child was taken inside. I spoke with Troy Lightsey, supervisor with the AMS Ambulance Service. Lightsey indicated to me that he thought there was unusual bruising on the child's chest and neck area. Lightsey told me that the babysitter, a hispanic male later identified as Ernest Galvan Lopez, WM, [REDACTED], had told him that the child had had spider bites approximately a week prior and this might possibly be the cause of what they thinking were bruises. The babysitter, Ernest Lopez, ridden to the hospital in the ambulance. Lopez appeared to be extremely upset and was escorted to the family room by the Chaplain. A short time later, the Chaplain gave me Mr. Lopez's name. The child was identified as Isis Charm Vas, WF, 4/26/00. After speaking with Lightsey, it became clear that this situation needed to be investigated further. I obtained the names of the paramedics and fire department personnel on the scene. Personnel at the hospital were identified as the driver of the ambulance, Mike Langford, the ambulance technician, Brian Woodburn, and the supervisor, Troy Lightsey. The Amarillo Fire Department personnel who came to the hospital in the ambulance with Isis Vas were Mike Faulkner and Kenny Kiker. Faulkner and Kiker are assigned to station 6 in the Amarillo Fire Department. Also, the Amarillo Fire Department personnel who were present at the residence at 608 South Highland were Lt. Joe Neely and Fireman Jeff Greenly. Lightsey provided me with the names of all the subjects involved, and I spoke briefly with the firemen and the other ambulance personnel. All the subjects indicated that they believed that there was possibly more to the situation than what had been told to them. I went to the phone to contact Sgt. Hudson to advise him of the situation. While I was waiting for Sgt. Hudson to answer the phone, a nurse extited the treatment room and advised me that Dr. Lavy had requested that I take photographs of the injuries to the child. Lavy's opinion is there appeared to be injuries that might be consistent with abuse. I spoke with Sgt. Hudsn and advised him of the situation. Sgt. Hudson advised me that he would be en route to the hospital and I contacted dispatch to request another officer to the scene to assist. After I spoke with Hudson, Michele Gordam, an emergency room nurse working in the ER, came outside the treatment room and advised me that she believed we needed to contact the district attorney's office to request a criminal assault exam. Michele is a criminal assault nurse examiner. Michele felt from her initial observations that there were potentially signs of sexual assault on the baby. While awaiting Sgt. Hudson's arrival, I contacted Chuck Slaughter of the Potter County District Attorney's Office and explained the situation. Chuck Slaughter spoke briefly with Michele Gordam. Chuck Slaughter then authorized the exam for Isis Vas. Officers Taylor and Rhyne arrived at the hospital along

Case Description:  
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with Sgt. Hudson. Officer Taylor went to the family room located in the waiting room to stay with Mr. Lopez. Officer Rhyne stayed in the treatment room. After Isis Vas had been stabilized, Dr. Lavy came out of the treatment room and stated that he wished to speak with the babysitter, Ernest Lopez. Dr. Lavy requested that an officer come with him and his nurse when this occurred. I accompanied them to the family room where I waited just inside the door while Lavy spoke with Ernest Lopez. When we arrived at the family room, Officer Taylor was waiting outside. Officer Taylor told me that Ernest Lopez had made a statement that he had shaken the baby when she was not breathing. Dr. Lavy asked Ernest Lopez what had occurred. Lopez gave a long detailed account of what had happened beginning several days prior. Ernest Lopez told Dr. Lavy that he did not know where the bruising came from and said that she had been having trouble breathing since the previous day. Ernest Lopez did tell Dr. Lavy that he had shaken the baby in an attempt to wake it. Ernest Lopez explained that when he had found the baby not breathing, that he had begun to perform CPR and gave a detailed explanation of what he had done and how he had tried to wake the child. Ernest Lopez told Dr. Lavy he did not know what might have caused the child's condition. Prior to Dr. Lavy completing his conversation with Ernest Lopez, Sgt. Hudson arrived and came into the family room. Sgt. Hudson arrived as Ernest Lopez began to explain what had occurred when he found the baby not breathing. After exiting the family room, Sgt. Hudson and I briefly spoke with Dr. Lavy who advised us that the baby did appear to have been shaken and that the baby's retina were detached. Dr. Lavy said that he could not explain the bruises on the baby. I returned to the family room where I stayed with Ernest Lopez. During the time I was with Lopez, I did not discuss any details or ask him any questions. I did explain to Lopez that we were investigating this incident as we would any incident involving a child and requested that he give us consent to search his home. Lopez read and then signed the consent to search form saying that he understood and he had nothing to hide. I remained with Ernest Lopez until the arrival of Detective Moore. Detective Moore requested that I remain there while he spoke with Ernest Lopez. I was present when Detective Moore read Ernest Lopez his constitutional rights warning. Ernest Lopez agreed to answer questions and the interview began. Ernest Lopez told Sgt. Moore a similar story to the story that he had told Dr. Lavy only with greater detail. In his verbal statement to Detective Moore, Lopez added a statement that the baby had fallen from the bed and was crying prior to being found unconscious and not breathing. Also in his verbal statement to Detective Moore, he went into detail about changing the baby's diaper and observing a small amount of blood in the folds of the baby. By folds, he explained that he was referring to the folds of skin on the baby's upper leg at the crotch and genital area. He explained to Detective Moore that he had wiped the blood and other matter away with his fingers. Ernest Lopez agreed to give a written statement to Detective Moore. Lopez indicated that he had not brought his glasses and would have difficulty writing. Detective Moore made preparations to write out Ernest Lopez's statement for him. Prior to the beginning of the taking of the statement, De'Ann Lopez, WF, [REDACTED], came into the family room. De'Ann Lopez is Ernest Lopez's wife. De'Ann Lopez

Case Description:  
Homicide

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remained with her husband as he gave his statement to Detective Moore. Following the completion of the written statement, Ernest Lopez read over the statement and signed it in front of Lt. Schwab. Ernest Lopez remained at the hospital with Detective Moore while I escorted De'Ann Lopez to the residence at 608 South Highland. I drove De'Ann Lopez to the residence and was followed by Sgt. Burgess.

When we arrived at the residence, I assisted Sgt. Burgess in collecting the evidence at the scene. I remained at the scene until the CPS workers had arrived and determined what would occur with the children. While at the hospital, I collected from Michele Gordam a sexual assault exam kit. This kit contained five envelopes. The envelopes included a known blood sample, a known saliva sample, a debris collection envelope, vaginal swabs and anal swabs. I secured these items in the trunk of my locked patrol car until they were removed at the Amarillo Police Department and placed in the evidence room. Officer Assigned: Harmon #253, 10/28/00, 2017. kb

Supplement - Taylor #224

Supplement - 10/28/00 - 00-111411 - Taylor #224. On Saturday, 10/28/00, at 1159 hours, I arrived at Northwest Texas Hospital to assist Officer Harmon. Officer Harmon was investigating a sexual assault of a 6-month old white female. The white female was identified to me as Isis Vas, WF, dob 4/26/00. Isis Vas was brought to the emergency room of Northwest Texas Hospital by ambulance, because she was not breathing and did not have a heartbeat. There were indications and injuries which were suspicious to medical personnel. While medical personnel looked at these injuries, they began to believe that Isis Vas had been sexually assaulted. Sgt. Hudson arrived at Northwest Texas Hospital and assigned me to go to the family room of the ER and locate Earnest Galvan Lopez, Jr., WM, dob [REDACTED]. Lopez was taking care of Isis Vas for her mother who is only known to me as Dr. Vas as she is a medical doctor. I contacted Lopez and informed him I had been assigned to sit with him and keep him informed of what was going on with Isis Vas. I asked Lopez what had been going on as I did not have very many details as to what had happened to this point. Lopez informed me his wife and he take care of Isis Vas for her mother. Apparently, Dr. Vas has a very erratic schedule and leaves Isis with the Lopez family at odd and strange hours. Lopez informed me one night this past week, Dr. Vas had brought Isis Vas to their residence and they had observed several spider bites around Isis's face, neck and chest area. Dr. Vas had told the Lopez family that the bites were healing and looked a lot better than what they had originally appeared. Dr. Vas just told the Lopez family to monitor Isis and to care for her as needed. That evening, Dr. Vas did return to Lopez home and stayed the night. Dr. Vas left for an out-of-town business trip on Friday, 10/27/00. Dr. Vas left Isis in the care and custody of the Lopez family. On 10/28/00, Lopez said he got up and got around early in the morning. Lopez said his wife left the residence at approximately 10:00 am to go to Toy R Us and to WalMart leaving him at home with Isis Vas. Lopez stated that throughout the past week, Isis has appeared to have problems breathing and had been given breathing treatments at the direction of Dr. Vas. According to Lopez, she has not been eating

Case Description:  
Homicide

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and has had very odd stools in her diapers. According to Lopez, on Friday, 10/27/00, when he went to change her diaper, he described her feces as being very rank and sticky. Lopez stated he had to clean Isis off and felt sorry for her that she had feces still inside of her. Lopez did not indicate to me where he had cleaned the feces from. Lopez stated that shortly after his wife left to go shopping on Saturday, 10/28/00, he began to change Isis Vas again. After removing her diaper, Lopez left Isis undressed as he prepared her bath water. Lopez said he turned his attention away from Isis and began to clean off the area he was going to give her a bath at. When Lopez turned around to get Isis, he stated she appeared to be looking around at things, however, she did not appear to be breathing. Lopez said he did pick Isis up and discovered she was not breathing and he did not think she had a pulse. Lopez said he turned Isis over and began to pat her on the bottom. Lopez also said that he had gently slapped her face trying to get to wake up and come out the state she was in. Lopez stated he began to panic as he could not get any response from Isis and also began to shake her. After doing this, Lopez stated he did go to the children's room where laid Isis down on a bed and tried to begin CPR. Lopez then called 911 and AMS paramedics arrived and transported them to Northwest Texas Hospital. After speaking with Lopez, I told the medical personnel what he had told me about shaking the baby as well as the fact he had attempted to perform CPR. I felt this was important to the medical personnel as they were trying to medically treat Isis Vas for serious injuries. Shortly after speaking to Lopez, I was relieved from watching him by Officer Harmon and the medical personnel who needed to speak with Mr. Lopez. At that time, I joined Officer Ryan in room B311 of the Pediatric Care ICU of Northwest Texas Hospital. Officer Ryan and I were preparing to take preliminary photographs of Isis. Sgt. Burgess arrived at the hospital and he took over the process of taking photographs. Neither Officer Ryan or I took photographs of Isis Vas. I did assist Sgt. Burgess in his photographs by holding clothing and blankets away from the child while he was taking photographs of her face. I also held the ruler during photographs used for measurements. At approximately 1330 hours, Sgt. Hudson relieved me from my post, and I left the hospital. I did also speak with Nurse Michell Gorday reference the sexual assault exam. At that time, Michelle Gorday informed me that she had moderate trauma to the vaginal area and minor trauma to the rectal area. I then spoke with the examining Dr. and obtained a condition report. At that time which was approximately 1315 hours, the doctor informed me he did not expect Isis Vas to survive the physical condition she was in. The doctor also informed that the mother wanted the child to be baptized prior to her passing away. At that time, I went to the emergency room area of the hospital where I contacted Sgt. Burgess, Sgt. Hudson and Lt. Smith. I did observe several bruises on the face of Isis Vas which were predominately above her eyebrows on her forehead.

10/28/00, 1903. kb

Supplement - Rhyne #187

Supplement 10/28/00 - 00-111411 - Rhyne #187. On Saturday, 10/28/00, at approximately 12 noon, I was dispatched to Northwest Texas



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Hospital ER located at 1501 South Coulter Street. I was advised by dispatch that units already on scene needed film for a 35mm camera. The dispatch call showed the dispatch call to be reference a two-year old child not breathing. Upon arrival, I met with Officer Harmon and Sgt. Hudson. I was advised at that time that the call was reference a 6-month old female victim who had possibly been sexually assaulted. Sgt. Hudson asked me to remain with Officer Harmon and the victim in case there were any problems with his camera, so he would have a backup camera. Officer Harmon then left the immediate area to speak with the doctor who had been examining the baby. The victim was later identified as Isis Charm Vas, WF, dob 4/26/00. While Officer Harmon was away with the doctor, the baby was going to be moved to Pediatric Intensive Care Unit at which time Sgt. Hudson asked me to go with the baby and remain with her. I then escorted Isis Vas and the medical staff to B311 of the Pediatric Intensive Care Unit. I remained close to the baby's room while the sexual assault exam nurse, Michele Gorday, completed the rape exam for Isis Vas. I was present in the room when Gorday advised the examining doctor that the exam was showing sexual assault. I then observed Gorday as she documented the areas of bruising on the baby's body. At that time, I observed several areas of bruising on her body. I noticed small bruises across her forehead area as well as one larger bruise to her right temple area. I also observed an injury which appeared to be scratches on her left eyelid. I then observed bruising which appeared to extend around the sides and front of her neck area. I then observed a larger bruise on the left side of the baby's chest. While Gorday was examining Isis, I heard one of the nurses comment that the bruises appeared to be both old and new injuries. Further injuries on Isis were located on both arms on her bicep and tricep area. I also observed bruising to both her upper legs near her pelvic area. Sgt. Burgess later gave me a form showing various angles of an infant's body and asked me to mark the areas of bruising which I had observed. I completed this diagram in the IRs to be filed at the Amarillo Police Department reference this IR number. Following Michele Gorday's exam, I was present when she advised Officer Taylor that she had found moderate damage to Isis Vas's vaginal area and minor damage to her anal area. I asked Gorday if it was clear to photograph Vas, and she said the examining doctor would advise when it would be clear. Officer Taylor then spoke with the examining doctor at which time, I heard him ask the doctor for a condition report so we could determine whether to contact special crimes. He then told Officer Taylor, "Do what you need to do. I don't expect the baby to survive this." Officer Taylor then went to report this to Sgt. Hudson. Sgt. Burgess did arrive a short time later to take photographs and custody of Isis Vas. While waiting for special crimes, I did observe the Chaplain for the hospital perform a short baptism for the baby at the doctor's request, which the mother of the baby had asked for. I was later advised that Isis Vas had been under the care of a subject named Ernest Galvan Lopez, who had called 911 when the child had stopped breathing. I contacted the Amarillo Emergency Services dispatch and learned that they were contacted at 10:46 am and that the ambulance was en route at 10:56 am. I was also advised that the ambulance department 608 South Highland with the victim at 11:18 am and arrived at Northwest Texas Hospital at 11:28 am. For further information

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reference this incident, refer to other officers' reports and supplements. 10/28/00, 2122. kb

Supplement: Fewell #155

00-00111411 Supplement Fewell #155

On 10/28/00 at approximately 3:10 pm I was dispatched to NWTH ER, 1501 Coulter, to relieve a dayshift officer. When I arrived, I spoke with Sgt Don Moore of the Special Crimes Unit of the Amarillo Police Department. Sgt Don Moore had in custody one Ernest Galvel Lopez, wm, [REDACTED]. Lopez was being held as a suspect on charge of injury to a child with serious bodily injury. Sgt Don Moore told me that Lopez was to be transported and booked into Potter County Correction Center on this charge. At this time, the 6 month old infant was in critical condition at NWTH. Sgt Don Moore also told me that Lopez had admitted to him to shaking the child. After reaching Potter County Correction Center, Sgt Don Moore told me to collect Lopez's clothing that he was wearing. From Lopez I collected one pair of blue Speedo brand shorts, one pair of purple Roundtree and York brand underwear, and one turquoise t-shirt. Clothing was booked as evidence in the evidence room at the police department. A copy of the arrest report was placed at the front desk of the police department with Ir's to be filed. No further. Officer Fewell 155 : 10/28/00 mpl

Supplement: Schwab #3-682

2000-111411 Supplement: Schwab # 3-682, 10-29-2000, 0900.

On 10-28-2000, Sgt. Hudson called the detective division to inform me of an infant in critical condition at North West Texas Hospital ER. Sgt. Hudson told me the victim had possibly been sexually assaulted. I sent Sgt. Moore to NWTH to help investigate the incident. At 1:20 p.m. on 10-28-2000, I went to the hospital to check on the status of the case. Sgt. Moore was in a family room with Ernest Galval Lopez HM [REDACTED]. Mr. Lopez was writing a statement. Mr. Lopez said he was printing and writing in cursive and was too upset to write. Sgt. Moore asked Mr. Lopez if he would like him to write the statement for him and Mr. Lopez said yes. Mr. Lopez asked if his wife could be in the room with him. I left the family room while Sgt. Moore and Officer Harmon discussed the incident with Mr. Lopez. At 2:20 p.m. Sgt. Moore asked me to witness the statement he took from Mr. Lopez. Mr. Lopez signed the statement. I asked Mr. Lopez if he understood the statement and the warning on the statement and he told me he did.

I had Mr. Lopez read part of the statement to me to be sure he knew what he was signing. Sgt. Moore left the family room to speak with the medical staff about the condition of the victim. Sgt. Moore returned to the family room and told Mr. Lopez it appeared that the most serious injury to the child was from being shaken. Sgt. Moore told Mr. Lopez he was going to be placed under arrest for injury to a child. Mr. Lopez asked me if he could call an attorney and I told him he could use the phone book and phone in the family room. Mr.

Lopez said he had a few in mind and would call them later. Schwab # 3-682 10-29-2000.

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Supplement: Moore #628

IR #00-111411.

On 10-28-00 Lt. Schwab asked me to meet the officer at the Emergency Room and that he would be waiting for me in the family room. Lt. Schwab said that an infant was in critical condition and possibly sexually assaulted. I met with Officer Harmon and he explained that there was a infant in critical condition and the suspect was a Ernest Lopez. He also advised me that Lt. Smith had been called from Special Crimes. I decided to wait on Lt. Smith to find out if he wanted me to handle the investigation or Special Crimes was going to. Lt. Smith arrived and advised me to handle the investigation and that he would get Sgt. Burgess to handle the ID portion of this and would conduct ID at the scene. I read Ernest Lopez his miranda rights and he signed them. It was witnessed by Officer Harmon. I asked Ernest to tell me what happened and he gave me a long detailed story starting where the baby Isis Vaz fell off the couch bumping her head, Isis having some spider bites around the left eye and breathing treatment that was given to a baby a couple of days before the incident. After I listened to this lengthy story I asked Ernest to write the story out just like he told me and he did do so. Ernest started writing but stopped because he said he was to upset and he was printing and writing in cursive. I asked him if he wanted me to write the statement for him and he said yes. Mr. Lopez saw his wife standing out in the hallway and asked if she could be with him while we wrote out the statement. I agreed to let her sit with him while I took this statement. The statement that was taken didn't contain the 3 incidents that I mentioned earlier. For details of the statement see IR shuck. I had Mr. Lopez read the statement and he had me make a few changes and stated it was correct. I had Lt. Schwab witness the statement. I left Mr. Lopez in the family room and went upstairs to the baby's hospital room. Doctor Levy explained the baby was in critical condition from being shook to hard. During the taken of the statement Mr. Lopez had admitted shaking the baby twice and also broke down and cried and said in front of his wife and Officer Harmon and me that maybe he shook her to hard but he was just trying to get a response because she wasn't breathing. I returned to the family room and talked to him about the baby. I told him that the baby might have been sexually abused and he was adamant that nothing happened, they did clean the baby because she was real dirty from a bowel movement and had to wipe the areas with his 2 fingers and had to really get in there real deep to get her clean. And he demonstrated this with his hand. I asked if he could have penetrated the entry of the inside and he said no. I explained that the child was in critical condition which was probably caused by the shaking and that he was going to be placed under arrest for injury to a child. I went out to explain his father and brother what was going on and that he was going to be arrested. A uniform officer was called to do the booking. On 10-29-00 I went with Sgt. Haney out to Potter County Correctional Center to see if Mr. Lopez wanted to tell us anymore and before I finished reading his miranda warnings he said he wanted his lawyer. I stopped the interview. Mr. Lopez asked me about the baby and I told him that she had died and that there would be an autopsy performed. He asked what was going to happen and I said a lot would be

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determined by the autopsy. We turned him back over to the jailer and left. OFFICER ASSIGNED MOORE #628. brs 11-1-00 0902.

Supplement - Sgt. Haney #497

Supplement - 11/2/00 - 00-111411 - Sgt. Haney #497. On 10/28/00, I was contacted by Lt. Smith in reference to a 6-month old baby was in critical condition at Northwest Texas Hospital. I was advised at this time that St. Darryl More was at the hospital talking with the last person to be with the baby before medical personnel were contacted. I was later advised the baby was on life support and medical people would continue to evaluate the condition. I was advised the mother of the victim was en route from out of town. On 10/29/00, I was contacted by Lt. Smith, and advised after the doctors checked the baby's charts, a decision of taking the victim off of life support systems would be made. At 11:30 am, I was advised the baby was removed from life support and the baby was pronounced dead at the hospital. I was advised to meet Sgt. Moore and Lt. Smith at the special crimes office. Sgt. Moore and I went to the Potter County Correctional Center to speak with Ernest Galvel Lopez, WM, dob [REDACTED], who was booked into jail on 10/28/00 in reference to this incident. We sat down with Ernest in the classroom area of the Potter County Correctional at 1:55 pm. Sgt. Moore read the constitutional rights to Ernest and Ernest advised he wanted to speak with an attorney. I then left the immediate area where we were sitting and contacted Deputy to take custody of Ernest. We then went to the special crimes officer where I later spoke to Sgt. Burgess who was at the hospital. Sgt. Burgess advised the victim was Isis Charm Vas, WF, dob 4/26/00. The mother of the victim is Veronica Lynn Vas, WF, [REDACTED], address [REDACTED], phone no. [REDACTED]. I was advised the father of two of Veronica's children was Dr. Shelton and the father of Isis was Dr. Bobby Miller. I was advised by Michelle Gorday was the rape exam nurse. She advised Sgt. Burgess her examination showed major trauma to the vaginal area and minor trauma to the rectum area. Pediatrician to Isis was a Dr. Carmen Werner who has her practice at Amarillo Health Care Specialists. Sgt. Burgess advised Dr. Levy pronounced Isis dead at 10:15 on 10/30/00. Sgt. Burgess advised on 10/28/00, paramedics arrived at the place of Isis's location which is at 608 South Highland and they found Isis was not breathing and had no change. The paramedics arrived at Northwest Texas Hospital at 11:28 am when she was admitted. They had seen bruising on the head and there was detachment of the retina damage around the eye. The original 911 call was received at 10:56 am. I asked Sgt. Burgess to advise Veronica Vas that I needed to speak with her as soon as possible. I spoke with Katie with CPS. She advised there was no history of case involving the mother, Veronica Vas, or Ernest Lopez filed with their office. Katie said she did speak with Deanne Lopez who is Ernest Lopez's wife. Deanne said Isis had old bruising to the neck and head area. Katie said she was able to talk with Veronica briefly but was told by Veronica she was too upset to talk about it at this time. Katie did say that Dr. Shelton has obtained counsel with Sally Emerson to represent him in getting his two children back in a custody suit. Dr. Shelton is advised through the suit of neglect and poor decision making by Veronica with his two

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children. On 10/30/00, I contacted AMS to receive paramedic's reports that responded to 608 South Highland and the 911 call that was taped that was believed to have been from 608 South Highland. I then came in contact with Mary Ann Franken, [REDACTED], Plano, Texas phone no. (972) [REDACTED]. She said she was calling for Veronica. I said I needed to speak with Veronica, about the events leading up to the death of Isis as soon as I could. Mary advised Veronica was upset and she was having trouble even getting out of bed at this time. I said I could talk to her at my office or at her home. Mary advised she would call me back to get some arrangements made where I could speak with Veronica. I was contacted later by Mary, and she asked if I could meet with Veronica at Veronica's home. I agreed, and I met with Veronica at 11:00 pm. Once I arrived, Mary and Veronica sat down at the kitchen table. I noticed Veronica appeared to be visibly shaken by the recent events. Mary sat with Veronica during the interview for support. Veronica advised she is a doctor at Moore County Hospital in Dumas. She advised on Monday, 10/23/00, Isis woke to what she thought was 8 red spots to the left side of her head. She felt these were bug bites. The spots had pus and then they began to dry. She noticed Isis would rub her head back forth as if the spots were itching. She noticed on Tuesday the spots were better and on Wednesday, Veronica said they went to Ernie and Deanne Lopez's house with all three of her children, who are Alex, Emily and Isis. She spent the night there. Veronica said she slept with Alex and Emily, and Isis slept with Ernie, while Deanne slept with her children. Veronica said she went to work that morning. At about 8:00 pm, she returned to the Lopez's house. This is when she saw a small bruise on Isis's right shoulder and a red place on the left side of her neck. Veronica asked Ernie and Deanne about the bruise and the red mark. Veronica said Ernie left the room, and Deanne followed him. Veronica said Deanne came back into the room where she was standing and said the car seat belt probably caused the injuries. Veronica felt the red mark was possibly a yeast infection from formula spilling on Isis during feeding. Veronica said they ate and went to bed with Emily and Alex sleeping with in the floor and Isis sleeping on the couch next to Veronica. Veronica said Emily woke up and felt hot. This was about 3:00 am. Veronica said she said she gave some Motrin and Emily went back to sleep. Veronica said she woke up about 4:00 am. She left Lopez's house and went to Albertsons to get some groceries for Deanne's house. ~~She~~ later returned to the Lopez's house at 5:45 am and found that everyone was still asleep. Veronica said she called Deanne at 9:00 am from work and was told everything was fine. ~~Veronica~~ Veronica said she left work at 12:40 and went to her house. ~~Veronica~~ Veronica said she called Deanne and found that Isis had a fever. ~~Deanne~~ Deanne gave Isis a breathing treatment, Peadiolite and some antibiotics. Veronica said she got to Deanne's house about 4:15 pm. Veronica said she held Emily and Isis until they went to sleep. Veronica said she left for the trip at 5:45 pm that she was planning on taking. On Saturday morning, she called at 9:30 am and was told everything was fine. Veronica said about 30 minutes later, ERnie called and told Veronica to come home. Veronica said when she left for her trip from the Lopez's house, the people that were in the house when she left were Ernie, Deanne and all the children, which were Emily, Alex, Isis, Cody and Sienna. While taking this

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information for an affidavit, I was told a picture had been taken of Veronica holding Isis at the Lopez's home. I asked if I could get the picture and a recent picture of Isis. Veronica's friend and family began to look for the camera that the picture had been taken with. They later determined that the camera that was used when the picture of Isis was taken at the Lopez's house was in Michigan where Veronica had taken her trip. Veronica's boyfriend Steve Gersyler, WM, dob [REDACTED], Belford, Michigan 48381, phone no. (248) [REDACTED] or pager no. (313) [REDACTED], and ask for Dr. Gersyler [REDACTED]. Dr. Gersyler located the camera and I heard him ask the other individual on the phone to overnight the camera to my office at Special Crimes. During this time, Mary Franken came into the house from the back yard. She said Veronica had locked herself in the garage. I then went to the back yard, found the detached garage that faces north and west of the residence had a door on the east side. I asked if there was a key, and Mary said no. I looked through the window. I saw Veronica smoking a cigarette and walking away from the door looking at the floor. I beat on the door advising Veronica to open the door. I then looked in the window and saw Veronica sitting down on the floor of the garage. I became concerned for Veronica's safety. Mary asked about breaking the window. I then hit the door with my shoulder denting the door. I then looked inside the window again and saw Veronica sitting on the floor. I then hit the door again breaking open the door. Mary then went into the garage with Veronica. I then called Sgt. Crandell to come to the residence to take pictures of the damage. Veronica's father also was at the residence, a Charles Vas, [REDACTED], Velparaiso, Indiana 46483, phone no. (219) [REDACTED]. Mary asked later along with Veronica's father, Charles, if they could go to the Lopez's house and get Veronica's van that she had loaned them to drive while she was away. She said they needed the van to go to the funeral in Indiana. Sgt. Crandell and went to 608 South Highland and Charles and Mary followed behind. Once we got there, I went up to the door and introduced myself with Mary. Deanne answered the door. I identified myself and Mary and Deanne looked at Mary, and said, "I know you." I asked if we could get the van and any personal items that belonged to Veronica and the kids which were pictures and any personal things. I also said I would like to speak with Deanne about what had taken place with Isis. Deanne said her attorney David Isern, phone no. 371-8333, advised her not to talk to me. Rosa Lopez, who is Ernest Lopez's mother, then came across the street from her residence located at [REDACTED]. I told Rosa why I was there to pick up personal things of Veronica and children, that belonged to Veronica and the children. Rosa said that it was okay to take the van which it belonged to Veronica. I asked Rosa if I could talk to her about what had happened. She said their attorney which is the same as Deanne's told them not to talk to us. I told them that was fine. Rosa and Deanne then walked into the house at 608. I then walked to the curb and waited for the personal items I had asked for. Later, Ernie Lopez, who is the father of Ernie Lopez, Jr., came across the street and stood with Mary and myself. Charles waited at the car he had driven which was parked across the street and two houses to the north of Rosa Lopez's house. Later, Rosa came out of the house and said she had spoken with her attorney and he advised her if we wanted



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anything inside the house we would have to get a search warrant. We spoke awhile and Rosa walked back into the house and got a package of portrait pictures of Isis. Mary received those pictures and handed me a sheet of four pictures of Isis. It should be noted during the time I spoke with Rosa, she had a cordless phone in her hand during the conversation. Mary then got in the van that belonged to Veronica which was parked on the street next to the curb facing north. The van was displahig Texas tag [REDACTED]. I then returned to the office where Veronica's affidavit was typed. Sgt. Horn and I then went to [REDACTED] and met with Mary who said Veronica was speaking with her attorney. I had a copy of the affidavit and I asked Mary if Veronica's attorney wanted to read the affidavit before she signed it. Mary left the room and went to the kitchen, and Veronica's attorney, Danny Needham, introduced himself and he said Dean Roper would be the one who needed to look at the affidavit for Veronica. Needham advised he was handling other affairs for Veronica and Dean Roper would be handling this matter. I then left my card and a copy of the affidavit with Danny Needham. On 10/31/00, I received a warrant of aggravated sexual assault of a child for Ernie Lopez, warrant no. 21011-D. This was faxed to the Potter County Correctional Center. I also received information from CPS on the intake reports that had been asked for. I was advised there was no history of reports on Veronica Vas or Ernest Lopez. On 11/1/00, I spoke with Lorie Renae Word, WF, dob [REDACTED], [REDACTED] Sunray, Texas. Her parents' address is [REDACTED], phone no. [REDACTED]. She was transported to the special crimes office by Barbee Shelton, wife of Dr. Shelton. I came in contact with Lori by phone and later met with her at 6800 Cobbcrest in Quail Creek, phone no. 353-0244. She spoke about babysitting Veronica's children. For additional details, see Lorie's affidavit. Also on this date, I received an express mail package from Richard Roethler, [REDACTED], Milard Michigan, phone nol (248) [REDACTED]. In the package, it contained a disposable 27 exposure camera. The camera was turned over to Sgt. Burgess. On 11/1/100, I was given information from Lt. Smith, a Tony Lopez who, worked with Ernest, may have some information. I then called Hand Industrial and left a message for Tony to call me. On 11/1/00 at 12:21 am, Tony called me back, but I was unable to answer his call. I then returned his call to cell phone no. that he had given [REDACTED]. When I came in contact with Tommy, I told him I heard he had some information on Ernest Lopez and the death of the baby. Tommy first said he did not recall knowing anything, that his secretary knew more about what was going on. Tommy said then said he knows Ernest did not do that to that baby. Tommy then said the baby was sick and we should be looking at the mother. I then asked Tommy if he would come to the Special Crimes Office to give me an affidavit in reference the information that he has. Tommy said he would at anytime I needed him. He asked if I wanted to talk with the secretary also. I said for them both to come at whatever time is convenient for them. Tommy said anytime and a time of 2:30 pm was set. Tommy or the secretary didnt show up on this date. On 11/2/00, I met with AMS personnel that were at 608 South Highland. I received a report from Mike Langford. Also, Langford noted, besides his report, that when he arrived firemen were working on the victim. The covers were back

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and the victim was naked and she was warm to the touch. He noted someone said last night that the victim's poop was black and sticky and at the current time, the victim was having rectum bleeding as the fireman was working. I also received a report from Brian Woodburn. In his report, he noted he saw poop on the butt and abrasion on the neck. I also received a report from the supervisor from AMS that responded to the call, a Troy Lightsey. See the paramedics' report for further details. I then went to the Central Fire Station and was able to come in contact with Fireman Lt. Neely. I asked him for the reports from all the crew members who responded to the call at 608 South Highland. I later then received a call from Dean Roper. He said he would be representing Veronica Vas and he said Veronica was admitted into the Pavilion. He advised she was later removed from the Pavilion by her father and taken to Indiana where she will be admitted into the Pavilion in the state of Indiana. Mr. Roper also advised the funeral will be held in Indiana. I then contacted Hand Industrial. I asked for Tommy Lopez. The person on the phone asked who I was which I identified myself. I assumed he took my number to give to Tommy. I was advised by this person on the phone that his attorney, Ron Spriggs, advised I could not speak with any of his employees during work hours. He said I could submit any questions in writing. This person said I could talk to Tommy after work hours. He went on to say he has been getting a lot of phone calls and it has been wrecking his business. I advised this person I just wanted to know if Tommy wanted to still talk with me because he did not make his appointment. I asked this person to give the message to Tommy. 11/1/00, 1747. kb

Supplement: Sgt. Burgess #488.

00-111411. Supplement: Sgt. Burgess #488. 11-6-00. At 1255 hours on Saturday afternoon of 10-28-00, I received a phone call from Lt. Smith. He informed me that paramedics had brought in a 6 month old baby in which the caller reported that the baby was not breathing. Lt. Smith instructed me to meet him in the ER at NWTH. I arrived at NWTH at 1306 hours. When I pulled into the ER parking lot and got out of my vehicle, I was approached by Lt. Smith, Officer Justin Taylor, and Sgt. Hudson. I was informed that at about 1100 hours, the paramedics had received the 911 call from 608 S. Highland, in which the caller said the baby was not breathing. When the child arrived at NWTH unresponsive, an examination was conducted upon the child of which revealed injuries consistent with "Shaken baby syndrome". A rape examination was also performed on the child. The rape examination resulted in the discovery of evidence indicating sexual assault. Lt. Smith went on to say that the child was not expected to survive. Lt. Smith informed me that Sgt. Don Moore was talking to the babysitter and her husband at this time. Lt. Smith said that Sgt. Moore would continue to work the case while the child was alive but desired that I work the crime scene and evidence collection end of the investigation. He did inform me that he had Sgt. Haney standing by when the child was pronounced. He also told me that mother had been contacted and was en route back to Texas. After receiving this briefing, I was then taken by Officer Taylor to where the child was. The location was the Neonatal intensive care



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unit on the 3rd floor. When I arrived, I saw Officer Tammy Rhyne standing outside the room labeled B311. In this room was the victim, Isis Vas, Dr. Levy, nurse Debbie Williams, nurse Carrie Finley nurse Daniel Hancock, and respiratory therapist Chrissy Acker. At the time they were all working at some aspect of in the stabilization and care of the child. I received information about the child and the incident involving the child from Officer Rhyne. I learned the child was Isis Chars Vas, WF, 6 months and 2 days, born on 4-26-00. The mother of the child was Dr. Veronica Lynn Vas, WF, [REDACTED], of [REDACTED] in Amarillo, Texas, home [REDACTED]. The child, was kept by DeAnn Marie (Reed) Lopez, WF, [REDACTED]; and her husband, Earnest Galva Lopez, HM, [REDACTED]; both of 608 S. Highland. I learned that a 911 call had been received at 1056 hours. Paramedics were dispatched at that same time to that location and had departed from the residence of 608 S. Highland with the child en route to NWH at 1118 hours. The ambulance arrived at NWH with the child at 1128 hours. The child arrived unresponsive and had remained so since. At 1314 hours, I entered the room and was able to take a few photographs of the child. I took photographs only of what I could see of the child as she laid on her back. She was partially covered in a blanket, and surrounded with medical tubes, and monitors. In addition the child's temperature was not stable and efforts were being made to stabilize her body temperature. However, I was able to make the following observations. The child did have what appeared to be bruising to the front and right side of the forehead, chest, both sides of the lower pelvic region and left arm. Upon viewing the child and while making notes, I learned again, that the mother had been notified and currently en route from Michigan. It was not clear as to why she was in Michigan. I had also learned from CPS caseworker, Katie Klaehn, of who the biological father of the child was. The father and the mother of the child were not married to each other, nor had they been. At 1335 hours, Nurse Michelle Gorday, arrived to give me 2 rolls of Kodak Gold 200 speed 12 exposure film. The film contained pictures she had taken during the rape examination of Isis Vas. Nurse Gorday told me that from her examination she observed severe to moderate trauma to the vaginal area and minor or minimal trauma to the anal area. She said that her report would be forthcoming upon receiving & reviewing her photographs and notes of the examination. Upon speaking with and receiving the film from Nurse Gorday, I then left for the family room downstairs in the ER. In the room were, a white female, an hispanic male, Sgt. Don Moore, Lt. Schwab, and Officer Harmon. The white female and hispanic male were identified as Earnest and DeAnn Lopez, babysitters of Isis Vas. I could see that Mr. Lopez was either completing a written statement or initialing a statement taken by Sgt. Moore. I then called Officer Harmon out of the room. I asked Officer Harmon what had been reported thus far. Officer Harmon informed me that the wife had gone to the store and while she was gone, the husband had called 911. Officer Harmon told me the story the husband was giving was inconsistent and not believable. Officer Harmon went on to say that it was obvious that he was not telling the whole truth about the incident. After speaking with Officer Harmon, I went out to my car and shortly returned to the family room and entered in. At this time, there was only Sgt. Moore, Lt. Schwab, and Mr. and Mrs. Lopez.

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Mr. Lopez was initialing some areas on his statement that he had given. After Sgt. Moore had given back Mr. Lopez's statement to read, I asked Sgt. Moore to step outside. I asked Sgt. Moore how he felt about Mr. Lopez's statement. Sgt. Moore said Mr. Lopez was holding back and not telling all or much of the truth about what really took place. I asked Sgt. Moore if he thought that Mr. Lopez would be more apt to tell the truth if his wife was not in the room. Sgt. Moore said he thought that Mr. Lopez would be more apt to tell the truth, out of the presence of his wife, because he could then save her from the embarrassment and hurt of hearing the truth. I then suggested to Sgt. Moore that since we already had a consent to search the residence from Mr. Lopez, that I would have Mrs. Lopez take me to the house to photograph it and collect items relevant to the investigation. Sgt. Moore agreed. We went back into the room and suggested to them that Sgt. Moore had some additional questions for Mr. Lopez, that Mrs. Lopez escort me to the residence to take photographs and collect whatever I might find that would be required to aid in finding out what happened to Isis. Since Mrs. Lopez did not have a car (theirs had received a flat tire while travelling to the hospital) I offered transportation for Mrs. Lopez to the house and for her return to the hospital with Officer Harmon. They agreed and Mrs. Lopez was transported to her home.

At 1440 hours, we arrived at 608 S. Highland. The residence was found to be a wood framed single family dwelling, facing the east, and having three bedrooms, a single bath, kitchen, living room, and a laundry room off of the living room. When we entered the home, there were 4 children and an adult female. The adult female was holding a small infant - later identified as Mrs. Lopez child Sienna. The other children were, a boy named Cody, 5 years of age; another boy, named Alex, 3 years of age; and a girl, Emily, 3 years of age.

The adult female was identified as Rosa Lopez, of [REDACTED] home [REDACTED]. She is the mother of DeAnn's husband, Earnest Lopez. I first began taking photographs of the bedrooms. They located in the northeast, northwest, and southwest of the house. The northeast bedroom was where the crib was located, the northeast bedroom was the master bedroom, and the southwest was the older child's bedroom. During the taking of photos, I spoke with DeAnn. I asked her about this morning's incident. She told me she had left Earnest with Alex, Emily, Cody, and Isis. She had left for the store to obtain some items for the kids. She left at 10:15 hours and had taken with her, her 5 month old daughter, Sienna and another child she keeps, who was 5 years old. Mrs. Lopez said when she had returned home, Isis had already been transported to the hospital. She said she was told by her husband that he had fed Isis changed her diaper and laid her down in the crib. He then checked on the other kids and returned to the crib where he found Isis not Isis not breathing. Mrs. Lopez went on to say that her husband told her that he shook Isis and received no response. According to Mrs. Lopez, he called Dr. Carmen Werner (of 1600 S. Coulter Suite #E701, phone 468-4350), Isis's pediatrician. Mrs. Lopez said that her husband told her that Dr. Werner instructed him to call 911. Mrs. Lopez said that when she left this morning, her husband Earnest was lying down on the couch with Isis laying on the floor. Isis was laying on the floor wrapped up in a sleeping bag beside the couch. Mrs. Lopez indicated that Isis

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was often laid down on the floor atop the sleeping bag next to the couch. Mrs. Lopez took me to the southeast bedroom--which is the master bedroom--and showed me the sleeping bag. It had been gathered up from the floor and placed on the foot of the bed. I told Mrs. Lopez that I would need to collect the sleeping bag. She said this would be all right. I asked Mrs. Lopez if Isis slept anywhere else. Mrs. Lopez said the child did sleep in the crib in the other bedroom and sometimes with her and Mr. Lopez in their bed. Mrs. Lopez showed me the crib in the northeast bedroom. In this crib was a blue and white colored baby quilt having a large blue bear printed at the center of it. Mrs. Lopez said the quilt remained in the crib and Isis usually slept in the crib. In the crib was also a pink colored jumper. Mrs. Lopez said the pink jumper was her daughter's, Sienna's, outfit, but like other clothing belonging to Sienna, she dressed Isis in the clothing belonging to Sienna. Mrs. Lopez said the jumper was what Isis was wearing this morning when she had left for the store. She told me that her husband told her that he had removed it from Isis. After gathering the sleeping bag, the quilt, and the jumper, I inquired of Mrs. Lopez about soiled diapers remaining from the changing Isis. She took me into the kitchen where she took from the top of the trash, a blue Walmart plastic bag. She said that it contained a soiled diaper from Isis. She said her husband took the diaper off of Isis and placed it in the plastic bag this morning. After pulling this from the trash, she then dug out from underneath, a couple of additional diapers. She looked at them and said these were from her daughter. She determined this by noting their size and by opening up the diapers and looking at the soiled contents. I then dug further into the trash and pulled out another diaper. Mrs. Lopez looked at it and said the diaper looked like Isis. She opened it and said that it was a diaper taken off of Isis the previous night. She remembered how the diaper had been soiled. I then dug deeper down into the trash and retrieved another diaper. Mrs. Lopez said this diaper was another of her daughter's. All 5 diapers were collected by me and placed into brown paper sacks. Upon collecting the diapers, I then inquired of Mrs. Lopez of any medication that might have been given to Isis. Mrs. Lopez said Isis had a little congestion and was given some medicine. Mrs. Lopez was strong in relaying the fact that no medication was ever given to Isis without her mother knowing or approving of the dispensing of the medication to Isis. The medication shown to be have been given by Mrs. Lopez was the following: One, 15ml (Infant's) MOTRIN concentrated drops IBUPROFEN ORAL SUSPENSION; 50mg/1.25; Two, 15ml bottle (PEDICARE INFANT'S DROPS) decongestant plus cough; Three, 30 ml bottle (CHILDREN'S ADVIL) IBUPROFEN ORAL SUSPENSION 100mg/5ml; Three, a bottle of ALBUTEROL SULFATE USP inhaler solution 5% 5mg/ml; Four, a prescription bottle for Sienna Lopez, of CEPHALEX 125mg, 100ml #100 dose, 5ml twice daily, and a plastic cone shaped medicine measuring dispenser with a screw on cap. Mrs. Lopez said Isis received a dosage of Sienna's medication on the belief of she - Mrs. Lopez - and Isis' mother that Isis had an ear infection. I informed Mrs. Lopez that I would need to take the medication for possible tests that might be required in determining the illness of Isis. She was in agreement and allowed me to take them. At this time, she also made me aware that Isis had a difficult time of breathing and that they would at times connect a nebulizer--a

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breathing device--to Isis. The device was actually obtained for her daughter, but Isis would utilize it at times. This machine Mrs. Lopez said her daughter no longer uses the device, so she allowed me to take the item. I then spoke to Mrs. Rosa Lopez, DeAnn's mother-in-law. I asked Mrs. Rosa Lopez if she was present when her son, Earnest called 911. Mrs. Rosa Lopez stated she was not. She stated she was in her house when she first heard the sirens. She thought to herself they seemed to be getting louder, indicating they were coming her way. When they were so loud, she looked out and saw the ambulance stopped out in front of her residence (it should be noted that her residence is directly across from the residence of her son and daughter in law's home.) When she left her house to go over to her son's house, the paramedics were exiting with Isis. Mrs. Rosa Lopez said she looked at the baby as they were carrying it out and saw the baby was all white. She added by saying that she knew nothing more about the condition of the baby. I asked Mrs. Rosa Lopez if her son had told her about what had happened. Mrs. Rosa Lopez said that her son told her that the baby had just stopped breathing. He told her he laid her in the crib after feeding her, checked on the other kids, and then went back to check on her. When he did, he discovered she was not breathing. He told her he called Dr. Werner and told her about the baby and he then called 911. Mrs. Earnest Lopez told me that after Earnest called 911, Earnest called Isis' mother, Veronica. Mrs. Earnest Lopez also told me that Veronica had called earlier in the morning to check on the kids. On the caller ID was a call numbered 46. The call indentified the caller as Veronica L. Vas. It showed a number being [REDACTED] and showed the date as being 10-28-00 at 1110 hours. As I was drawing near to completing my tasks and preparing to leave the residence, other people began to arrive at the house. The first were DeAnn's sister followed by one of two CPS workers. The first of the two CPS workers was Katie Klaehn. Following her was the mother of one of the children being kept by DeAnn. The next person to arrive was Officer Ponder and the 2nd CPS worker. At this time, I was informed that not only were DeAnn's children were going to be placed in the care of CPS, but also the other 2 children of Veronica Vas. As I was loading the items I had collected, I was asked by Mrs. Rosa Lopez if it was true that her son, Earnest, had been arrested. I asked her where she had heard this. She said she had just received a phone call from her other son who had told her this. I told Mrs. Rosa Lopez that I was not aware of such, but I would make a call to confirm if what she had heard was true. I then went out to my car and made a call to the dispatcher. They were unable to contact Sgt. Don Moore or Lt. Schwab, but the dispatcher was able to obtain the information that in fact Earnest Lopez had been arrested and was now being processed, being transported from NWTH to the Potter County Correctional facility. The dispatchers stated that after they had made contact with the officer making the transport, that Mr. Lopez was going to be charged with injury to a child. I returned to the inside of the residence where I informed Mrs. Rosa Lopez that what she heard was true. Her reply was that her son would not hurt that child because her son treated that child like one of his own. Shortly after reporting this information to Mrs. Lopez about her son, her husband and another young man arrived at the residence. I then informed Officers Ponder and

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Harmon that I was leaving and returning to the hospital. On my way back to the hospital, I stopped at my office and secured the items I had collected from 608 S. Highland. It should be noted that when I left, CPS was attempting to get approval to have DeAnn's children placed in the care of DeAnn's sister instead of a foster home. Upon securing the items collected from 608 S. Highland in my office, I returned to NWTH. I waited there for the arrival of Isis' mother, Veronica Vas. At 1704 hours, Dr. Vas arrived. She was accompanied by a white male later identified as Dr. Steve Thomas Gerstler, WM, 30, [REDACTED], of Milford, Michigan, home 248-[REDACTED], work 313-[REDACTED], (Henry Ford Hospital). In the room at the time of the arrival of Dr. Vas were Nurse Debbie Williams, respiratory therapist Chrissy Acker, and Dr. Levy. After being briefly informed by Dr. Levy, Dr. Vas uncovered and looked upon her child. The time was noted as being 1715 hours. At 1725 hours, Dr. Levy stepped out of the room and came to inform me about what Dr. Vas had said about the bruises upon Isis. Dr. Levy reported that Dr. Vas had reported the bruises on the head were not present when she left her child. As for the bruises around her neck, she was aware of their presence, but did not know what had caused them or exactly what they were. As for those located in the lower pelvic area, Dr. Vas told Dr. Levy she does not know if there were there or not and she did change the diaper of Isis during the last day before leaving. At about 1745 hours, I went into the room and introduced myself to Dr. Vas. I informed her that at this time an investigation was being conducted by 2 different units and at this time, Sgt. Moore was the lead investigator and he would remain so as long as her child was alive. I informed her that I did not know whether Sgt. Moore would talk to her later in the day or sometime tomorrow. I also informed Dr. Vas that I was there to take photos of the injuries to her child. After explaining this to her, I began to photograph Isis. The areas upon Isis which exhibited bruising were her forehead, right temple, neck, right leg, back, and buttocks. Dr. Vas was present during the taking of these photos. I only photographed the areas that allowed me to do so without disturbing or disrupting many of the tubes and monitoring devices that were attached to the child. Upon completion of taking the photos I was then informed by Dr. Levy that the possibility of Isis surviving was extremely low. He told me they were going to see how the child did through the night and then evaluate the situation tomorrow. On Sunday morning of 10-29-00, at 0920 hours, I had gone to the hospital to inquire about the condition of the child. I was informed by the charge nurse that a test was scheduled later this morning to determine if blood was flowing to the brain. If the test indicated there was no blood flowing to the child's brain, it would most likely be that the child would be pronounced clinically dead. Since it was unknown at the time when the test was to be performed, I left leaving instructions to the nurse to contact Lt. Smith and me if the child was pronounced clinically dead. At 1130 hours, I received a page to contact the police dispatcher. When I made contact, I was instructed to meet Lt. Smith at NWTH as the child had been pronounced dead. I arrived at NWTH Neo-Natal ICU unit at 1145 hours. Once there, I was informed the child was pronounced dead at 1045 hours by Dr. Levy. However, the child remained on life support as there were plans to possibly harvesting the organs from the child, as this was a request



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from the mother, Dr. Vas. Shortly after my arrival, Judge Dysart and Lt. Smith arrived. After Dr. Ledy and Judge Dysart consulted with each other and after consulting with a medical examiner from the medical examiner's office in Dallas, the decision was made in permitting the harvest of the liver from Isis. The person coordinating the harvest for Life Gift personnel, Jody Patterson, and Lemicha Ellis. I was told the harvesting of the organ would take place later in the evening after some extensive tests were performed to determine the grade of liver. At 1415 hours, Isis' mother, Dr. Vas arrived to be with her child. It was at this time that she was informed that the Special Crimes Unit would be taking over the investigation. She was told a suspect was in custody and at this time was charged with injury to a child. She was further informed the child would be taken to Dallas for an autopsy. She was also told that Sgt. Haney would take over the investigation for Sgt. Moore, and Sgt. Haney would want to talk to her within the next day or two. At about 1500 hours, I had received from Dorothy Webb, a NWTB pathologist, 4 vials of blood; 2 of which were blood serum and 2 of whole blood. The 2 blood vials that were identified as whole blood were in a red top vial and a purple top vial. The 2 identified as blood serum were received, but turned over to Lamicha Ellis, of Life Gift, office #1-806-798-5568, pager #806-767-8788. These were turned over to her in order test could be performed on the serum to determine liver's grade of quality for harvest. It should also be noted that these blood samples were identified as being drawn from Isis upon her admittance into NWTB and prior to any introduction of additional blood. The vials were labeled with the name of Isis Vas, with the numbers 57722001 and dated 10-28-00. At 0300 hours on 10-30-00, I returned to NWTB as the harvesting of the liver was to be performed at 0400 hours. At 0315 hours, the child was transported to the surgery room. The child was prepped and the staff stood by and waited for the arrival of the harvest team which was to arrive from Los Angeles. At 0414 hours, the team from Los Angeles had arrived. The team consisted of Dr. Hasau Yersiz, Dr. Sunil Geevarghese, and nurse Merry Gregor; all employed by the UCLA Medical Center Hospital (office 310-825-6068, 310-206-4435). At 0427 hours, the first incision was made into the child and the harvesting of the liver began. The harvest was completed at 0540 hours with the removal of the liver and spleen. According to Dr. Yersiz, the liver and spleen were healthy in appearance. He further informed me there were no signs of injury to any of the other organs or of the chest cavity itself. At 0700 hours of this same Monday morning, 10-30-00, Sgt. Audy Jones and I departed from Amarillo and travelled to the Southwest Institute of Forensic Science in Dallas, Texas. The body of Isis Vas was transported to Dallas at the same time by Charles Seymour of A to D Transport. Our arrival in Dallas was not in time for an autopsy to be performed by the medical examiner that day. At 0805 hours, of 10-31-00, the autopsy of Isis Charm Vas began. The autopsy was given the medical examiner's ID number of JP-3854. The autopsy was performed by Dr. Jodie McClain. She was assisted by forensic technician, Alvin Stewart. The autopsy consisted of an initial external examination which included the taking of x-rays, measuring, and weighing the body. Her head measured 42.5cm in diameter, the chest measured 40cm in diameter, her foot measured 7cm in length, and

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the length of her body from head to foot measured 56cm. The weight of the body was measured to be 12 lbs. The child was found to have contusions on and about the forehead, temple, neck, chest, lower pelvic region, thigh area of both legs, and on on the back. Found on the base of the back of the head was a red oval shaped area. This was described as abraided contused area. External examination also included examination of the vaginal and anal areas of the child. The examination revealed extensive trauma to the vaginal area. The anal area revealed minor, but none the less, trauma. An internal examination followed with the opening of the chest and skull cavities. The chest cavity had no signs of trauma other than that which occurred during the harvesting of the liver and the spleen. The examination of the skull showed extensive trauma to the brain. Most of this trauma was located in the back and the base of the brain. Dr. McClain said she would fix the brain, which would take about 2 weeks. Upon completion of fixing the brain, she would then do an extensive examination of it. She went on to say that at this time the cause of death would be due to multiple trauma to the brain. The autopsy continued with Dr. McClain removing the eyes and taking tissue samples of the bruised areas. The bruised tissue areas removed would be examined microscopically at a later time. The autopsy concluded at 1400 hours. Officer Assigned: Sgt. Burgess #488. bw 11-6-00. 2213.

Supplement: Haney #497  
IR #00-111411.

On 11-3-00 a Grand Jury supoenas was sent to Dr. John David's office which was the delivery doctor for Isis Vas. Also received medical information for Dr. Cameron Warner which was the pediatrician for Isis. I received affidavits from the firemen that responded to 608 S. Highland which was assigned to fire station located at 19th and Fairfield. The firemen involved was Kenny Kiker, Jeff Greenlee, Lt. Joe Neely, and Mike Faulkner. For additional information see their affidavits. OFFICER ASSIGNED HANEY #497. brs 11-7-00 1056.

supplement Sgt. Jones #496

00-111411. Supplement Sgt Jones #496: On 10-28-00, at about 2:00 PM, I spoke with Lt Smith about this case. Lt Smith advised me that Sgt Burgess & Sgt Haney were investigating an incident involving a child who had possibly been seriously injured. Lt Smith advised me to make arrangements to be able to travel to Dallas, TX to attend the autopsy in the event that this baby should die. At about 5:00 PM, this date, I spoke with Sgt Burgess about this case. Sgt Burgess stated at this time the baby was alive but in very critical condition. Sgt Burgess advised me that he would contact me if the baby's condition changed. He identified the baby to me as being Isis Vas, WF, 6 months old. On 10-29-00, at about 10:50 AM, I was contacted at my residence by Sgt Burgess. He stated that the baby had been pronounced dead by Judge Dysart. Sgt Burgess advised me that we would be traveling to Dallas, TX either this date or on 10-30-00 to attend the autopsy of the baby. I spoke with Sgt Burgess several times throughout the day on 10-29-00. It was decided that we would meet at the Special Crimes

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Unit office at 6:00 AM on 10-30-00 & then travel to Dallas, TX. Sgt Burgess requested that I meet with Officer Rigler at 5:30 PM in the property section of the APD. At 5:30 PM, I met with Officer Rigler. Officer Rigler released to me the evidence that had been booked by patrol officers. I received from Officer Rigler 1 paper sack containing the clothing of Ernest Lopez, 1 vial blood from Isis Vas, and the swabbings from the rape exam of Isis Vas. These items were secured in the Special Crimes Unit evidence storage area. On 10-30-00, I arrived at the Special Crimes Unit office at about 6:00 AM. Sgt. Burgess & I departed Amarillo en route to Dallas, TX about about 7:15. We arrived at the Southwest Institute for Forensic Sciences at about 12:30 PM. The autopsy of Isis Vas was assigned case number JP3854 and was scheduled for 10-31-00 at 8:00 AM. On 10-31-00, Sgt Burgess & I arrived at the Southwest Institute for Forensic Sciences at about 7:25 AM. We met with Dr Joni McClain at about 7:50 AM. Sgt Burgess provided Dr McClain a copy of the incident report, a copy of the statement of Lopez, and a copy of the medical records of Isis Vas. Sgt Burgess discussed the facts of the case & the events surrounding the incident with Dr McClain. Dr McClain began an external exam of the body at about 8:00 AM. Dr McClain ordered a set of x-rays & the body was taken to x-ray at about 8:05. I did observe the medical devices were still attached to the body. Dr McClain began removing these devices during the external exam. Dr McClain, Sgt Burgess, and I escorted the body to the photograph room & several photos were taken of the body. Dr McClain stated that she had located possible bruising on the forehead, right ear, left side of the chest, and also both sides of the waist area. At this point of the autopsy, Dr McClain had only examined the front portion of the body & this was the only area that was photographed. Dr McClain then examined the back side of the body. Dr McClain advised that possible bruises were found on the back of the head & on the right shoulder area. Dr McClain examined the vaginal & anal areas of the body as well. Dr McClain stated that trauma was found on both areas. Prior to examining the internal organs, measurements were taken of the body. The head measured approximately 42 1/2 centimeters, the abdomen measured approximately 40 centimeters, the feet measured approximately 7 centimeters, from the crown to the buttocks measured approximately 38 centimeters, and from the crown the head to the heel measured approximately 56 centimeters. The body was weighed & determined to weigh approximately 12 pounds. The internal organs of the body were then removed, weighed, and dissected. After the scalp was pulled away from the skull, Dr McClain ordered additional photos to be taken of the outer portion of the skull. The brain was removed from the skull & examined by Dr McClain. Dr McClain advised that she was going to keep the brain for examinations. The autopsy was complete at about 1:30 PM. Sgt Burgess & I then departed the morgue & returned to Amarillo. tlc 11-9-00, 1616.

Supplement Sgt. Horn #775

00-111411. Supplement Sgt. Horn #775. 11-20-00. On Tuesday, 10-31-00, I went to the Amarillo Medical Service Center at 4101 Mockingbird to obtain a copy of an audio tape for Sgt. Haney. I was told a copy of the telephone conversation requesting medical assistance at 608 S.



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Highland, had been recorded for Sgt. Haney. The cassette recording was transported to the Special Crimes Unit where I made a duplicate copy. Both tapes were then given to Sgt. Haney for his investigation. See the audio recording. On Tuesday 10-31-00, I met with Patricia Gail Turner, white female, [REDACTED] at the Special Crimes Unit. Ms. Turner gave a home address of [REDACTED]. Her employer was the USDA, 373-7111. Ms. Turner had contacted the Special Crimes Unit to report she was a friend of Veronica Vas and has babysat Isis Vas over the previous month. Ms. Turner said she wanted to give information that may have been pertinent to the investigation of Isis Vas' death. I obtained an affidavit from Ms. Turner. The affidavit was turned over to Sgt. Haney to be added to his case file. For complete details, see the original affidavit of Turner dated 10-31-00. BC. 11-20-00, 1110.

## Supplement Sgt Haney #497

00-111411. Supplement Sgt. Haney #497: On 3-26-01, I was met by Veronica Vas at the Special Crimes Office. She advised she had moved to the following address of [REDACTED] St Clair Shores, Michigan 48080, 810-[REDACTED]. She advised she has a cell phone that belongs to her fiancée, 248-[REDACTED]. I gave her a copy of the photos that were developed from a disposable camera. I also let her read the autopsy report at her request. tlc 3-26-01, 1714.

## Supplement: Sgt. Burgess #488.

00-111411. Supplement: Sgt. Burgess #488. 6-14-01. On the afternoon of 6-13-01, I spoke with a trace evidence criminalist, James Adams, of SW Institute of Forensic Science in Dallas, Texas. I requested Mr. Adams to obtain the evidence labeled as debris collection, labeled "dried secretions from Isis Vas". I asked Mr. Adams to obtain and examine the items for pubic hair. I also requested that he inform me if he could determine the race of the foreign hairs if any were found in this envelope labeled "sex". Mr. Adams had stated he would go and obtain the items from the crime laboratory there at SW Institute and examine the items and contact me later with his findings. In addition, on this date, 6-13-01, I Federal Express under Fed Ex #813054903164 the following items to the Bae County Criminal Laboratory in San Antonio, Texas: #11 soiled small infant diaper; #12 a soiled small infant diaper; #13 brown paper bag containing 3 soiled diapers; #20A a pair of blue nylon "Spedo" shorts; #20B a pair of men's maroon colored "Roundtree York" briefs; and item 20C a turquoise colored tee shirt with pocket. I requested the criminalist Garon Foster to examine the items 11 through 13 for the presence of semen and hair. I also asked him to examine items 20A through 20C for the presence of blood. I also made a request of him to contact me if the presence of semen, blood, or hair is found before conducting any further tests. bw 6-14-01. 1950.

## Supplement: Sgt. Burgess (06182001)

00-111411. Supplement: Sgt. Burgess #488, 6-18-01, 1641

On the afternoon of Monday June 18, 2001 I received a surology report

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from the Bexar County Criminal Investigation Laboratory Surology section. This is in reference to the items that submitted to them last week on the 13th of this month. The results of the examination which were submitted by Garon Foster DNA Techincal leader for the Bexar County Laboratory stated "The soiled diapers identified as #11, #12, and #13a, #13b, #13c and the shorts identified as 20a, failed to give chemical indications for the presence of seman. The soiled diaper labeled #11, underwear labeled #20b, and the shorts labeled #20a, and T-shirt labeled #20c failed to give chemical indications for the presence of blood. Mr. Foster goes on to state that no stains with the visual charactoristics were identified on the soiled diapers labeled as #13a, 13b, 13c. Chemical testing on the soiled diaper labeled #12 indicated that possible presence of blood. Additional testing determined the suspected blood stain to be of human origin. Cellular material was identified microscopically on underwear labeled #20b. Mr. Foster's remarks continues stating "Samples from the soiled diaper labeled #11, and underwear labeled #20b have been retained and frozen in the laboratory." Mr. Foster states that short tandum repeat (?????) DNA analysis will be conducted on the underwear labeled #20b. He also states the remaining items submitted will be returned at their earliest oppurtunity. Mr. Foster's letter is dated June 15, 2001 and it is in reference to their crime lab case #(C.I.L.) 01-02055. Copy of this report is placed in this investigator's case file, and another copy will be forwarded to the District Attorney's Office Potter Co. Sgt. Burgess, 488. ms, 06182001, 1658.

Supplement: Sgt. Burgess #488, 6/27/01

Supplement #00-111411, Sgt. Burgess #488, 6/27/01: On this date of 6/27/01, I received a lab letter from the Southwestern Institute of Forensic Science, specifically the trace evidence laboratory, from Karen Lodge Hendley. Trace evidence at the Southwestern Institute of Forensic Sciences in Dallas, Texas. In Ms. Hendley's report, she stated that the examination of the envelope labelled 'DRIED DEBRIS', which had been collected from the sexual rape exam of the victim ISIS VAS. Ms. Hendley stated that in the search of the item for the presence of hairs, she reported none were observed. This letter was dated June 19, 2001. In addition of this letter to be in reference to this agency's IR, this letter is also in reference to Institute of Forensic Science Laboratory #00P2153, and the DCME #JP3854-00. 6/27/01, mc.

Supplement: Sgt. Burgess #488

00-111411 Supplement: Sgt. Burgess #488. On Thursday morning of 06-28-01, I went to the Amarillo Center for Occupational Medicine located at 2300 Txxxxxx Blvd. to meet Ernest Galvin Lopez Jr. and his wife DeAnn Marie Lopez. The purpose for this meeting was to obtain a consent from each one of them and a sample of their blood for scientific analysis. At approximately 0935 hours, Ernest and DeAnn arrived at the Center. We were then taken to the back room where registered nurse Susan K. Strickland asked the two of them to fill out some paperwork for the center. At this time, I then obtained a written consent from Ernest and DeAnn to obtain their blood. Both of

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them did sign the consent. Following their consent, nurse Strickland obtained one red-top vial and one purple-top vial of blood from DeAnn. This was followed by obtaining one red-top and purple-top vial of blood from Ernest. After they submitted the blood, they then left the center. I then departed from the center with the vials of blood and returned to the office and secured them in the Special Crimes Unit Lab. jj/06-28-01/1143

Supplement Cpl. Rickwartz #327

CASE #2000-00111411

On Wednesday, 07-18-01, I went to the address of 3618 Cline to photograph a couch and loveseat reference to this case. I took several digital images of the couch and loveseat with and without a ruler. After leaving this residence I did unload the images onto a once right CD. On Thursday, 07-19-01, I went to [REDACTED] to pick up an item of evidence. Earlier on this date I had received a call from Assistant District Attorney Mark Basket concerning a telephone call he had received. I was asked to go over to this residence to pick up a car seat that was in their custody. I arrived and took custody of a Century brand, white car seat, covered with blue and white fabric. I took custody of this car seat from DeAnn Lopez, white female, DOB [REDACTED], of [REDACTED], home phone (806) [REDACTED]. I took custody of this car seat at 3:53 P.M.. She removed this car seat from a red Toyota, 4 door, bearing Texas registration [REDACTED]. After taking custody of the car seat, I did return to the SCU Lab where the car seat was secured. Route a copy of the supplement as well as a complete report to Assistant District Attorney Mark Basket. No further details. OFFICER ASSIGNED CORPORAL RICKWARTZ #327 07-19-01/--51 PM. lb 07-19-01/2334.

Supplement: Sergeant Burgess #488

IR#00-111411 Sergeant Burgess #488 08202001

I received a lab report from the Baxar County criminal investigation laboratory serology/DNA section, dated June 26, 2001. This is in reference to IR#00-111411 and the crime lab case #01-02055 of Baxer County crime lab. In the letter submitted by Erin Reat, a forensic scientist of the laboratory, states that the evidence received on June 18, 2001, was an item described as "item #4", men's underwear. The examination requested, was a short tandem repeat "STR" DNA analyses. Mr. Reat's report is stated as follows: "Human Deoxyribonucleic Acid 'DNA' was extracted from the men's underwear 'item #4.' The extracted DNA was examined by the Polymerase Chain Reaction 'PCR' technique at Genetic Loci D3S1358, VWA, FGA, D8F1179, D21S11, D18S51, Amelogenin, D5S818, D13S317, D7S820, D16S539, TH01, TPOX, and CSF1PO with the Applied Bio-Systems AMPF/STR Profiler Plus, and AMPF/STR Co-File kits. Based on these analyses, genetic markers indicating multiple contributors of human DNA were detected on the men's underwear 'item #4.'" The letter goes on to state that the samples and DNA extracts from "item #4" were retained in the frozen storage of this laboratory. In addition, I also received a second lab letter from Mr. Erin Reat, dated July 16, 2001. This is in reference

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to their crime lab case #01-02055-A,B. Mr. Reat states that the evidence received was an item, identified as "item #7", a blood-stained card containing the blood of Isis Vas. In addition, he also received items identified as #8 & #9 which are as follows: A blood-stained card of Ernest G Lopez Jr, and a blood-stained card of Deann Lopez. The examinations requested were short tandem repeat "STR" DNA analyses. The results and conclusions of Mr. Reats examination of these items are as follows: "Human Deoxyribonucleic Acid 'DNA' was extracted from the known blood specimens of Isis Vas 'item #7', Ernest G Lopez Jr 'item #8', and Deann Lopez 'item #9'. The extracted DNA was examined by the Polymerase Chain Reaction 'PCR' technique at Genetic Loci D3S1358, VWA, FGA, D8S1179, D21S11, D18S51, Amelogenin, D5S818, D13S317, D7S820, D16S539, TH01, TPOX, and CSF1PO with the Applied Bio-Systems AMPF/STR Profiler Plus and AMPF/STR Co-File kits. These genetic profiles were compared to the unknown genetic profiles reported on June 26, 2001 under CIL# 01-02055." Mr. Reat states that "the results of his comparison of these DNA samples were that Isis Vas and Ernest G Lopez are excluded as sources of the human DNA detected on a cutting from the men's underwear 'item #4', cutting #2 CIL# 01-02055." Mr. Reat states that "Deann Lopez is excluded as a source of the human DNA detected on a cutting from the men's underwear 'item #4', CIL# 01-02055." "Additional genetic markers, which could not be attributed to Isis Vas, Ernest G Lopez, or Deann Lopez were observed on the cuttings from the men's underwear 'item #4', cutting #2 CIL #01-02055." Mr. Reat states that "two or more contributors of human DNA were identified on the men's underwear, 'item #4', cutting #2 CIL #01-02055." Assuming that all possible combinations of genetic markers observed, "except for D21S11, D18S51, and Amelogenin", the approximate combined mixture frequency "or probability of exclusion" is calculated to appear in the given populations as follows: "Caucasion 1.97 times 10Exp-5" (or greater than 99.9% of caucasion individuals excluded), "African-American 1.21 times 10Exp-6 (or geater than 99.9% of African-American individuals excluded), "Southeastern-Hispanic 2.05 times 10Exp-5 (or greater than 99.9% of Southeastern-Hispanic individuals excluded), "Southwestern-Hispanic 1.67 times 10Exp-5 (or greater than 99.9% of Southwestern-Hispanic individuals excluded.) Mr. Reat also further states that "the samples and DNA extracts are stored in the frozen storage of the laboratory." No further details. Sergeant Burgess #488 >>>Typed CDD 08202001 1808

Supplement: Burgess #488

00-111411, Burgess #488, 8/28/2001.

On this date, Tuesday, 8/28/2001. I fedexed under Fedex traffic number 813054903028 a letter to criminalist Garon Foster, for the Beahr County Criminal Investigation Lab. in San Antonio, TX. In the Fedex envelope was a white envelope containing two oral swabs from Alexander Reed Shelton, WM, [REDACTED]. These swabs were obtained by the child's father Dr. Doug Shelton, WM, [REDACTED] in the presence of Cpl. Rickwartz on Friday 8/24/2001. Cpl. Rickwartz after obtaining the swabs returned them to the special crimes unit and placed them in the refridgerator until my return to the office on this date 8/28/2001.

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The swabs place again were placed in an envelope and Fedixed to Garon Foster with the request to do an DNA comparison, the oral of Alexander Shelton to the biological material found on the underwear of Lopez. At this time there is no further details. Burgess #488, 8/28/2001, 7:35 pm, mag.

Supplement: Sgt. Burgess #488

IR #00-111411 Sgt. Burgess #488

On this date Thursday June 21, 2001 I received a Federal Express package with traffic #821447070083 from Anita R. Gonzales of the Bexar County Forensic Science Center in San Antonio Texas. In the box contained the following items described as follows; item #11 brown paper sack containing a diaper, item #12 a brown paper sack containing a diaper, item #13 a sack containing 3 diaper's, item #20-A containing a pair of Speedo shorts, item #20-B a brown paper sack containing a pair of men's briefs, item #20-C a brown paper sack containing a t-shirt. These are the items of which I submitted to the laboratory for analysis. The items were inventoried and placed in evidence of the special crimes unit by this officer. No further details. typed 09/10/01 1550 blt

Supplement: Sgt. Burgess #488

00-111411 Supplement: Sgt. Burgess #488. On Monday, 09-24-01, I received a crime lab report from the Bexar County Criminal Investigation Laboratory located in San Antonio, Texas. A letter was submitted by forensic scientist Erin Reat. In Mr. Reat's lab letter, he was responding to request of analysis in which I submitted to him at an earlier date. The request at that time was for him to analyze the saliva sample taken from Alexander Shelton to an unknown biological specimen found on the front panel of the suspect's underwear. Mr. Reat's analysis states that, "Based upon these analyses, (Alexander Shelton) is excluded as a source of the human DNA detected on a cutting from the men's underwear (Item #4CIL01-02055)". A copy of the information from this lab letter was given to Mark Basket of the 47th District Attorney's Office. This letter will be filed in this officer's case file. jj/09-27-01/1312

Supplement: Officer Merryman #237

IR# 00-111411 Officer Merryman #237 10032001

On 10/03/2001, myself and Officer Duval #125 were riding a two-man unit. At approximately 15:30, we were dispatched to Peterson Drilling, located at 1700 SE 22nd, in reference to meeting the Special Crimes Unit in reference to an escort. Upon arrival, we met with Sgt. Brown and Cpl. Rickwartz of the Potter County Special Crimes Unit. Sgt. Brown and Corporal Rickwartz had a subject in custody on a field indictment for capitol murder, warrant #044366-00-B, capitol murder. The subject that they had in custody is identified as Ernest Galvan Lopez Jr, White male, DOB [REDACTED], of [REDACTED], home phone [REDACTED]. We did take custody of Mr. Lopez and transported him to the Potter County Correctional Center and booked him in the capital murder warrant. Officer Merryman #237

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Homicide

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&gt;&gt;&gt;Typed CDD 10032001 1626

Supplement: Sgt. Brown #485

IR# 00-111411 Sgt. Brown #485 10032001 Case cleared by arrest  
On 10/03/2001, at 3:00PM, I was notified by Potter County District  
Attorney Rebecca King that a sealed indictment under cause  
#044366-00-B, along with a capias warrant under the same cause # had  
been issued against Ernest Galvan Lopez, Hispanic male, DOB  
[REDACTED]. The indictment was issued by the standing grand jury of  
Potter County on 10/03/2001. Corporal Rickwartz and I drove to  
Precision Drilling located at 1700 SE 22nd, Amarillo, TX, where we  
located and arrested Earnest Galvan Lopez Jr. He was turned over to  
Officer Merryman for transport to the Potter County Corrections  
Center. The Potter County Sheriff's Department - Warrants Division  
was notified of his custody. Rebecca King of the Potter County  
District Attorney's Office was also notified of the arrest. Declare  
this case cleared by arrest. Sgt. Brown #485  
>>>Typed CDD 10032001 1638

Supplement - Sgt. Burgess #488

Supplement - 2000-111411 - Sgt. Burgess #488

On this Thursday morning, 10/25/01, I received a Fed Ex from  
Anita R. Gonzales of the Bexar County Forensic Science Center.  
Enclosed in the Federal Express envelope was a white envelope that I  
had submitted to them containing the oral swabbings of Alexander  
Shelton. These swabbings will be booked in evidence in this agency's  
laboratory. 10/25/01, 1539. kb





STATE OF TEXAS  
COUNTY OF POTTER

I.R. #00-111411  
OFFICER: SGT. ROGER HANEY

Before me, the undersigned authority, in and for said State of Texas, on this day personally appeared **LORRIE RENAE WORD** and having been by me first duly sworn upon her oath, deposed and says: **I DO/DO NOT** object to having my name, address, telephone number and/or statements released under the Texas Open Records Act, this **WOULD/WOULD NOT** harm the prospects of future cooperation by me as a witness.

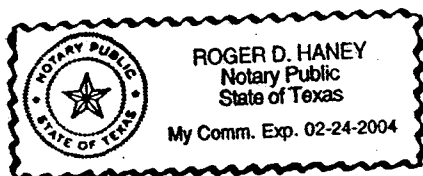
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get along with and would not discipline the children when she was home. She later told me that she had found someone else to babysit for her, Deanne Lopez. I only met Deanne once when she brought her children over and they played in the back yard.

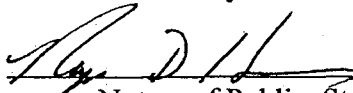
The last time I saw Isis was two weeks ago at Veronica's house. I held her for about 30 minutes. The only thing I noticed different about her was that she had lost weight. About a month ago I gave a deposition to Sally Emerson and Danny Needham about these facts. Sally Emerson is representing Doug Shelton, who is Emily and Alexis' father. Danny Needham is Veronica's attorney.

XXXXXXXXXXXXXXXXXXXXNOTHING BELOW THIS LINEXXXXXXXXXXXXXXXXXXXX

  
AFFIANT

SUBSCRIBED AND SWORN TO BEFORE ME THIS 1<sup>st</sup> day of November, 2000 A.D.



  
Notary of Public, State of Texas



STATE OF TEXAS  
COUNTY OF POTTER

I.R. #00-111411  
OFFICER: SGT. ROGER HANEY

Before me, the undersigned authority, in and for said State of Texas, on this day personally appeared **VERONICA LYN VAS** and having been by me first duly sworn upon her oath, deposed and says: **I DO/DO NOT** object to having my name, address, telephone number and/or statements released under the Texas Open Records Act, this **WOULD/WOULD NOT** harm the prospects of future cooperation by me as a witness.

My name is Veronica Lynn Vas. I am a white female and my date of birth is [REDACTED] I live at [REDACTED] Amarillo, Texas and my home phone number is [REDACTED] I am employed as a doctor at Moore County Hospital in Dumas, Texas.

On Monday, October 23, 2000, my daughter, Isis, woke up after sleeping at our home and I observed what appeared to be mosquito or spider bites over the left side of her forehead. I noticed 8 red spots that spread around the left side of her forehead with a couple of them in the hair line area. These spots filled with pus then began to dry out. I also noticed that Isis would sometimes rub her head back and forth as if the spots were itching. The spots began to heal and I noticed on Tuesday that they were better.

I was off work on Wednesday and went to Ernie and Deanne Lopez's house with my children, Alexis, Emily and Isis. I had to be at work at 8:00 a.m. on Thursday and had to leave an hour earlier to make the drive to Dumas. My children and I spent the night at Deanne's house so I wouldn't have to get them up so early. I slept with Alexis and Emily, Isis slept with Ernie and Deanne slept with her children. The children were still asleep when I left for work. I got off work at 7:00 p.m. Thursday evening and got to Deanne's house at about 8:00 p.m.

I saw a small bruise on Isis' right shoulder and a red place on the left side of her neck. I asked Ernie and Deanne what caused the marks. Ernie left the room and Deanne followed him. She came back a short time later and told me the car seat may have caused the marks. I was unsure about this because Isis normally would have a shirt on. I thought the red mark on her neck could have been a yeast infection caused by formula spilling on her while feeding.

We ordered pizza and later went to bed. Emily and Alexis slept on the floor next to me and Isis slept on the couch next to us. At 3:00 a.m. on Friday, Emily woke up and she felt hot. I gave her some Motrin and Emily went back to sleep. I got up at 4:00 a.m. I knew that Deanne didn't have any groceries for the weekend so I went to Albertson's and bought some groceries so Deanne wouldn't have to get out with all the children. After I bought the groceries I went to my  
XXXXXXXXXXXXXXXXXXXXCONTINUED ON SECOND PAGEXXXXXXXXXXXXXXXXXXXXXXXXXXXX

AFFLIANT

SUBSCRIBED AND SWORN TO BEFORE ME THIS                      day of October, 2000 A.D.

Notary of Public, State of Texas

STATE OF TEXAS  
COUNTY OF POTTER

I.R. #00-111411  
OFFICER: SGT. ROGER HANEY

Before me, the undersigned authority, in and for said State of Texas, on this day personally appeared **VERONICA LYN VAS** and having been by me first duly sworn upon her oath, deposed and says: **I DO/DO NOT** object to having my name, address, telephone number and/or statements released under the Texas Open Records Act, this **WOULD/WOULD NOT** harm the prospects of future cooperation by me as a witness.

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house to get some clothes out of the dryer. I got back to Deanne's about 5:45 a.m. and everyone was still asleep. I left for work at 6:00 a.m.

At 9:00 a.m. I called Deanne from work. She said everyone was up and doing fine. I got off work at 12:00 p.m. and left work at 12:40 p.m. I went to my house and got some clothing. I called Deanne about 4:00 p.m. and she told me that Isis had a fever. I thought she had an ear infection. Deanne said she would give Isis a breathing treatment and some Pedialyte. I told Deanne to give Isis some antibiotics. I got to Deanne's house about 4:15 p.m.

I held Emily and Isis until they went to sleep. Isis was cooling off and I laid both girls on the couch. Ernie came home to pickup his daughter, Nicky, from a previous relationship. I asked Deanne and Ernie if I should go on my trip. Ernie said that kids do get sick sometimes and they would be fine. At 5:45 p.m. I left for the airport because my flight was at 6:18 p.m. I called Deanne from the airport and she told me everything was alright.

Saturday morning I called at about 9:30 a.m. and talked with Deanne who again told me everything was alright. She said she was going to take Nicky and Sienna to get some shoes. About 30 minutes later, Ernie called and said he had gone in to check on Isis while she was taking her nap. He said he had tried CPR and the paramedics were there working on Isis. I went back home.

I have known Deanne and Ernie for about 3 years from when I had delivered their son, Cody. I started becoming friends with Deanne when I began to see her for their second baby. I started seeing Deanne about 20 weeks before May 14<sup>th</sup>, which was the time Deanne gave birth to their second baby. I had taken care of Deanne's children and she would take care of mine. Deanne watched my children 4 or 5 times after I went to work at the Moore County Hospital on August 5, 2000.

xxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxNOTHING BELOW THIS LINExxxxxxxxxxxxxxxxxxxxxxxxxxxxxxxx

\_\_\_\_\_  
AFFIANT

SUBSCRIBED AND SWORN TO BEFORE ME THIS \_\_\_\_\_ day of October, 2000 A.D.

\_\_\_\_\_  
Notary of Public, State of Texas

STATE OF TEXAS  
COUNTY OF POTTER

I.R. 00-111411  
OFFICER: Sgt. Paul Horn

Before me, the undersigned authority, in and for said State of Texas, on this day personally appeared **Patricia Gail Turner** and having been by me first duly sworn upon oath, deposed and says: **I DO/DO NOT** object to having my name, address, telephone number and/or statements released under the Texas Open Records Act, this **WOULD/WOULD NOT** harm the prospects of future cooperation by me as a witness.

My name is Patricia Gail Turner and my date of birth is [REDACTED] I live at [REDACTED] and my home telephone number is [REDACTED]. I am employed by the USDA and my work number is 373-7111. My SS # is [REDACTED] and my TX ID # is [REDACTED]. I have known Veronica Vas since December of 1998. My mother, Pat Turner, owns the rental property that Veronica lives in. When Veronica first moved in to 4819 W. 9<sup>th</sup>, I had been living next door at 4817 W. 9<sup>th</sup>. Since she rented from my mother and we were neighbors, we became friends. From time to time I would babysit for Veronica. Before I moved, I used to keep Alex and Emily for Veronica. Alex is three and Emily just turned two years old. Isis, Veronicas' youngest daughter was born around the 20<sup>th</sup> of April this year. I had moved from 9<sup>th</sup> Street on March 17<sup>th</sup> of this year. Since I have moved, Veronica and I have remained friends and in contact with one another. I have continued to keep her children for her two or three weekends a month. The last time that I babysat for Veronica was on October 6<sup>th</sup> of this year. Ernie and Deanna Lopez had brought Isis to me at my work place. This would have been at approx. 3:15p.m. or so. I know the Lopez through Veronica as Veronica had been the physician that delivered their two children. The Lopez children are Cody and Sienna. Cody is a three year old boy and Sienna is a five month old girl. I know that the Lopez kept Veronica's kids during the week when Veronica worked. I would say they easily kept the kids four days a week. When the Lopez dropped off Isis at my work place, I noticed that Isis seemed unresponsive and listless. They left before I had noticed anything strange about Isis. I do remember that Ernie said that Isis had been very fussy and that she hadn't felt well the last several days. They left Isis in a car seat and I was going to pick her up to show her off at my office. I noticed that when I went to pick Isis up, Isis cried as if her right side hurt her.

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AFFIANT

SUBSCRIBED AND SWORN TO BEFORE ME THIS 31ST day of OCTOBER, 2000 A.D.

  
Notary of Public, State of Texas

STATE OF TEXAS  
COUNTY OF POTTER

I.R. 00-111411  
OFFICER: Sgt. Paul Horn

Before me, the undersigned authority, in and for said State of Texas, on this day personally appeared **Patricia Gail Turner** and having been by me first duly sworn upon oath, deposed and says: **I DO/DO NOT** object to having my name, address, telephone number and/or statements released under the Texas Open Records Act, this **WOULD/WOULD NOT** harm the prospects of future cooperation by me as a witness.

XXXXXXXXXXXXXXXXXXXX PAGE TWO XX  
Isis acted as though her back on her right side hurt. I took her home about 3:30p.m. and got home a little after 4:00p.m. When I took her out of the car seat at home, Isis cried as though she was hurt again. I got her inside and then checked to see if she was hurt. I took her shirt off to see if she was bruised or had something wrong with her. I mover her arm around and it didn't seem like her arm was hurt. I could not detect anything wrong except that when she was picked up, she did cry. I noticed that all night, Isis did not want to eat and she seemed to be dazed or drugged. I remember that she slept off and on most of the evening. Also strange about Isis was that she would not move her right arm. If I moved it for her it didn't seem to hurt her. I thought that was strange because Isis was at a stage in her development to where she liked to move her arms and watch her hands. On this occasion I wound up keeping Isis until Monday morning. On Friday and Saturday, I remember that anytime I would change her diaper, Isis would stiffen her legs and scream. She would do that the entire time I was changing her diaper. I had never seen Isis do that before. By Sunday, it seemed that Isis was back to normal. She was again playful and responsive to my voice. My daughter Lynzi, who is eight, was able to play with Isis as Isis seemed happy and content. I do not remember seeing any sort of visible injuries to Isis while I had her. I had talked to Veronica on Saturday and Sunday about my observations. I have mentioned to Veronica several times that I did not feel her kids were safe with the Lopez. I don't know why but I just never had a very good feeling about the kids being there. The Lopez are young and I thought that they had to many kids to keep track of for so long. My mother wound up taking Isis to Veronica on Monday the 9<sup>th</sup>. That was the last time I saw her.  
XXXXXXXXXXXXXXXXXXXX NOTHING BELOW THIS LINE XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX

X *Patricia Gail Turner*  
AFFIANT

SUBSCRIBED AND SWORN TO BEFORE ME THIS 31ST day of OCTOBER, 2000 A.D.

*Paul Horn*  
Notary of Public, State of Texas